

CITY COUNCIL AGENDA
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

THESE PROCEEDINGS ARE BEING PRESENTED LIVE ON KCLV, CABLE CHANNEL 2, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT www.kclv.tv. THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 AND THE WEB THE WEDNESDAY OF THE MEETING AT 8:00 PM, AND ALSO ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 1:00 PM.

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - DR. TOMMY STARKS, PASTOR, TROPICANA CHRISTIAN FELLOWSHIP
- PLEDGE OF ALLEGIANCE

MINUTES:

PRESENT: MAYOR GOODMAN and COUNCIL MEMBERS REESE, BROWN, WEEKLY, MACK, and MONCRIEF

EXCUSED: COUNCILWOMAN McDONALD (as President of the Nevada League of Cities she was attending the annual conference in Elko, Nevada)

Also Present: CITY MANAGER DOUG SELBY, DEPUTY CITY MANAGER STEVE HOUCHENS, DEPUTY CITY MANAGER BETSY FRETWELL, CITY ATTORNEY BRAD JERBIC, DEPUTY CITY ATTORNEY TOM GREEN, DEPUTY CITY ATTORNEY BRYAN SCOTT (P.M. Session), and CITY CLERK BARBARA JO RONEMUS

ANNOUNCEMENT MADE – Meeting noticed and posted at the following locations:

Las Vegas Library, 833 Las Vegas Boulevard North

Senior Citizens Center, 450 E. Bonanza Road

Clark County Government Center, 500 S. Grand Central Parkway

Court Clerk's Bulletin Board, City Hall

City Hall Plaza, Posting Board

(9:06)

1-1

DR. TOMMY STARKS, Pastor, Tropicana Christian Fellowship, gave the invocation.

(9:06 – 9:07)

1-22

City of Las Vegas

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Announcements – Continued

MINUTES:

MAYOR GOODMAN led the audience in the Pledge.

(9:07 – 9:08)

1-40

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

☐

CONSENT

☐

DISCUSSION

SUBJECT:

CEREMONIAL:

RECOGNITION OF THE EMPLOYEE OF THE MONTH

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

[BACKUP DOCUMENTATION:](#)

MOTION:

None required. A presentation was made.

MINUTES:

LARRY HAUGSNESS, Director, Field Operations, joined the Council members in recognizing MIKE MCGILL, Field Supervisor, Streets and Sanitation, as September's Employee of the Month for overseeing the completion of several high-profile projects in the downtown area. He provided construction support for City Centre Place office complex, Neonopolis, and the Stewart Avenue Parking Garage. He professionally coordinated and monitored the work of subcontractors, consultants and City forces to complete work on these construction projects, and continues to manage maintenance activities at all three locations. As a result of his hard work, issues between the City, contractors, and developers on these three projects were significantly reduced.

MR. MCGILL also acted as the project manager during the construction of City Park. He supervised and coordinated work between subcontractors and City forces, completing construction of the park 40 days ahead of the original 90-day schedule, and utilizing only 60 percent of the construction funds. The final construction material cost was less than \$60,000 and the total cost including staff labor, was \$110,000.

All of the aforementioned projects have been team efforts utilizing staff from several different divisions. However, MR. MCGILL deserves special recognition because he was a primary participant in all of the projects, and many of the results were directly or indirectly related to his efforts.

City of Las Vegas

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Ceremonial

Recognition of the Employee of the Month

MINUTES – Continued:

MR. MCGILL completed all of these projects while also performing his primary assigned duties as foreman of the East Yard Streets and Storm Drain Maintenance Section. He supervises 20 staff members who maintain City streets and storm drain facilities. MR. MCGILL is an exemplary employee and well deserving to be Employee of the Month.

MR. HAUGSNESS said that MR. MCGILL started out as a laborer and worked his way up. He is a great employee who is always willing to take on extra tasks.

MR. MCGILL thanked his crews and his supervisors for letting him do his job.

(9:08 – 9:12)

1-75

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

☐

CONSENT

☐

DISCUSSION

SUBJECT:

CEREMONIAL:

RECOGNITION OF HISPANIC HERITAGE MONTH

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

[BACKUP DOCUMENTATION:](#)

MOTION:

None required. A presentation was made.

MINUTES:

On behalf of COUNCILMAN WEEKLY, KELLY BENAVIDEZ, Council Liaison, introduced the following seven students from Western High School who would be sitting with the Council members through part of the morning session in recognition of Hispanic Heritage Month, which is 9/16 to 10/16/2003: SERGIO ADAME, EUSABIO ALVAREZ, JEREMY BOLANOS, ROXANA HERNANDEZ, RUBEN LOPEZ, JUAN MARQUEZ, and YAHAIRA RAMOS.

(9:12 – 9:14)

1-187

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

☐

CONSENT

☐

DISCUSSION

SUBJECT:

CEREMONIAL:

RECOGNITION OF CITY VOLUNTEERS FOR THE 2004 UNITED WAY CAMPAIGN

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

[BACKUP DOCUMENTATION:](#)

MOTION:

None required. A presentation was made.

MINUTES:

MAYOR GOODMAN proudly acknowledged the successful completion of the 2004 United Way Pacesetter Challenge. He announced that the City of Las Vegas had the highest increase of any Pacesetter company or organization, with an outstanding campaign total of \$138,700, a 64% increase for the City over last year. With the employees' support and the City's leadership, MELI ROYBAL, City's United Way Campaign Coordinator, and her team of department contacts were able to come together and produce such great results for United Way. MAYOR GOODMAN commented that the previous day a luncheon was held to celebrate the success of the various City departments.

CLAUDETTE ENUS, Director, Human Resources, and DAN GOULET, President and CEO, United Way of Southern Nevada, came forward. MS. ENUS congratulated City employees for coming through again this year. Thanks to MS. ROYBAL and DAVID WASHINGTON, Chief, Las Vegas Fire and Rescue, the City became involved in the Pacesetter Campaign. MR. GOULET said that it was an honor for him to talk about the incredible results of the City with the United Way Campaign. He explained that the Pacesetter Campaign includes special organizations that agree to run their campaign early.

City of Las Vegas

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Ceremonial

Recognition of City Volunteers for the 2004 United Way Campaign

MINUTES – Continued:

On behalf of the United Way Board of Directors and the Campaign Cabinet, MR. GOULET presented the Mayor with a plaque for the leadership role he played in this year's campaign. MAYOR GOODMAN gave credit to all the employees for their efforts in this campaign and accepted the plaque in their behalf.

GARY WADDELL, Co-Chair of this year's United Way Campaign, said that he and PAULA FRANCIS, also Co-Chair, were thrilled to co-chair this year's campaign. He gave thanks to MS. ROYBAL and to CHIEF WASHINGTON, Chief of the United Way Government Division, for leading the Fire Department to a 100% increase in giving. He also gave thanks to the City's department directors for reaching into their pockets to finance the events held throughout the campaign.

MR. WADDELL, MR. GOULET and MAYOR GOODMAN presented the departmental coordinators with certificates from United Way and the City in recognition of their contributions and volunteerism. Special thanks and a plaque was given to MS. ROYBAL, as well as to TONI GETTIS, United Way Campaign Manager, for all their great work.

MAYOR GOODMAN interjected that Las Vegas is very lucky to have MR. WADDELL because he always gets involved in charity events.

(9:14 – 9:27)

1-243

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

☐

CONSENT

☐

DISCUSSION

SUBJECT:

CEREMONIAL:

SPECIAL PRESENTATION BY THE LAS VEGAS HOUSING AUTHORITY

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

MOTION:

None required. A presentation was made.

MINUTES:

MAYOR GOODMAN invited up DELORIS SAWYER, ROBERT GRONAUER, and PARVIZ GHADIRI of the Las Vegas Housing Authority, who made a special presentation to COUNCILMAN WEEKLY, for it was his contributions that lead to the Housing Authority receiving 14 national awards in Tampa, Florida, at the Faith Based Conference. MR. GHADIRI mentioned that in order to give proper credit to COUNCILMAN WEEKLY, they would need boxes full of awards and a lot of time.

MS. SAWYER presented COUNCILMAN WEEKLY with the National Merit Award for his efforts in making sure that Las Vegas is placed in a better position to promote self-sufficiency through the non-profit Grass Root Organization and local faith-based organizations. In 2002 COUNCILMAN WEEKLY helped put the event together. Over 100 ministers, pastors, and non-profit representatives were at the conference and were provided all the information to obtain 501-C3 status and grants so that they could in turn provide support services to local families.

MR. GRONAUER proudly stated that the Las Vegas Housing Authority is making great strides with the help of its wonderful staff and the help of the entire City Council.

COUNCILMAN WEEKLY felt blessed to be recognized just for doing his job. He expressed his appreciation to all his staff for helping him do a good job and to MS. SAWYER, MR. GHADIRI, and MR. GRONAUER for their support and assistance.

(9:27 – 9:34)

1-671

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

BUSINESS ITEMS:

Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

MOTION:

REESE – Motion to bring forward and STRIKE Items 7 and 73 – UNANIMOUS with L.B. McDONALD excused

MINUTES:

There was no discussion.

(9:34)

1-913

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

BUSINESS ITEMS:

Approval of the Final Minutes by reference of the Regular City Council Meetings of August 6, 2003 and August 20, 2003

MOTION:

REESE – APPROVED by Reference – UNANIMOUS with L.B. McDONALD excused

MINUTES:

There was no discussion.

(9:34 – 9:35)

1-941

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY MANAGER

DIRECTOR: DOUGLAS A. SELBY

☒

CONSENT

☐

DISCUSSION

SUBJECT:

ADMINISTRATIVE:

Approval of a request to extend deadline of the Memorandum of Understanding between the Las Vegas Performing Arts Center Foundation (LVPACF) and City Parkway IV and City Parkway V

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The Memorandum of Understanding dated May 21, 2003 (MOU) provided a deadline of September 30, 2003 for the parties to negotiate the Disposition and Development Agreement (DDA). After good faith negotiations, the DDA will not be completed by that deadline and the LVPACF has requested an extension of that deadline to December 30, 2003.

RECOMMENDATION:

Approval of the extension to December 30, 2003 and authorize the City Manager and President of City Parkway IV and City Parkway V to execute the necessary document related thereto.

BACKUP DOCUMENTATION:

1. Letter dated September 2, 2003 from LVPACF
2. Disclosure of Principals

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

NOTE: The initial approval of Item 14, as part of the motion for approval of the consent agenda items, was rescinded with a subsequent motion made by REESE that carried unanimously with L.B. McDONALD excused.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Consent – Administrative

Item 3 – Approval of a request to extend deadline of the [Memorandum of Understanding between the Las Vegas Performing Arts Center Foundation \(LVPACF\) and City Parkway IV and City Parkway V](#)

MOTION – Continued:

NOTE: COUNCILMAN MACK disclosed that Item 58 includes locations near the Lady Luck Casino, with whom his brother-in-law ANDREW DONNER has a contract, and the location involved in Item 62 is near a SuperPawn shop he is affiliated with and which is owned by his brother STEVEN MACK. However, he would be voting on the aforementioned items, as he believes neither matter would affect his relatives' businesses nor has he spoken with them regarding these matters.

MINUTES:

COUNCILMAN WEEKLY reported that the Real Estate Committee reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that each item be approved by the City Council.

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval for additional monies to satisfy professional fees and costs in Fobar v. City of Las Vegas, Case No. A404645 (Not to Exceed \$10,000 – General Fund)

Fiscal Impact

☐

No Impact

Amount: NTE \$10,000

☒

Budget Funds Available

Dept./Division: City Attorney

☐

Augmentation Required

Funding Source: General Fund

PURPOSE/BACKGROUND:

On July 12, 1999, Virginia Valentine, City Manager, authorized expenditure of City funds in an amount not to exceed \$25,000, to hire the Law Firm of Thorndal, Armstrong, Delk, Balkenbush & Eisinger to represent the City, as a result of a conflict of interest. The matter proceeded to a four-day trial, resulting in a verdict for the City. The professional fees and costs for services rendered during the month of trial exceeded the \$25,000 amount and it is recommended that an additional amount, not to exceed \$10,000, which will increase the contract's "not-to-exceed" value to a total of \$35,000, be approved to ratify the increase expenses.

RECOMMENDATION:

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

Fiscal Impact

☐

No Impact

Amount: \$55,305,554.99

☒

Budget Funds Available

Dept./Division: Accounting Operations

☐

Augmentation Required

Funding Source: All Funds

PURPOSE/BACKGROUND:

In compliance with the City's Municipal Code, Chapter 4.12, this is an informational item that provides the dollar amount of disbursements processed by the Finance and Business Services Department.

RECOMMENDATION:

BACKUP DOCUMENTATION:

Summary of cash expenditures for the period 08/01/03 - 08/31/03

Total Services and Materials Checks	\$	9,344,782.49
Total Payroll Checks	\$	5,209,315.75
Total Wire Transfers	\$	40,751,456.75

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: **STRICKEN** under separate action (see individual item)

Item 14: **APPROVED** under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2008

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a report by the City Treasurer of the July 29, 2003 sale of properties subject to the lien of a delinquent assessment in Districts 404 and 707 (Summerlin Area) - Wards 2 and 4 (L.B. McDonald and Brown)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

NRS 271.565 states that within 15 days after the completion of the sale of all property described in the assessment roll upon which a delinquent assessment or installment is unpaid, the municipal treasurer shall prepare a statement of his actions concerning the sale, showing all the property sold by him, to whom sold and the sums paid for each tract. Such report shall be presented to the governing body at its regular meeting next following the preparation of the statement.

RECOMMENDATION:

Report only, no action required.

BACKUP DOCUMENTATION:

Report of Sale Memorandum from Michael K. Olson, City Treasurer, dated July 30, 2003

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a new Family Child Care Home License, Joyce Cathey, 1720 East Oakey Boulevard, Joyce Cathey, 100% - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Family Child Care Home License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – Motion to bring forward and STRIKE Items 7 and 73 – UNANIMOUS with L.B. McDONALD excused

MINUTES:

There was no discussion.

(9:34)

1-913

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Change of License Holder for a Child Care Center/Nursery/Preschool License, Knowledge Learning Enterprises, Inc., dba Children's World Learning Center, 2861 Business Park Court, From: Cora J. Anderson, Regional Mgr, License Holder, To: Tamara Poplewko, District Mgr, License Holder - Ward 4 (Brown)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of License Holder for a Child Care Center/Nursery/Preschool License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Change of License Holder for a Child Care Center/Nursery/Preschool License, Knowledge Learning Enterprises, Inc., dba Children's World Learning Center, 2600 Lake Sahara Drive, From: Cora J. Anderson Regional Mgr, License Holder, To: Tamara Polewko, District Mgr, License Holder - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of License Holder for a Child Care Center/Nursery/Preschool License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Special Event License for Continental Homes, Location: 8600 Cupp Drive, Date: November 15, 2003, Type: Special Event General, Event: Golf Tournament, Responsible Person in Charge: Dave Hubbs - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a Special Event License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Special Event License for Chilean American Association, Location: Hills Park, Date: September 21, 2003, Type: Special Event Beer/Wine, Event: Celebration of Chile Independence Day, Responsible Person in Charge: Patricio Sarnataro - Ward 4 (Brown)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a Special Event License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Franchise Manager for a Beer/Wine/Cooler Off-sale License subject to the provisions of the fire codes, 7-Eleven of Nevada, Inc., dba 7-Eleven Food Store #27228C, 2403 South Eastern Avenue, Rupinderjit S. Sangha, Franchise Mgr - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Franchise Manager for a Beer/Wine/Cooler Off-sale License

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Franchise Manager for a Beer/Wine/Cooler Off-sale License subject to the provisions of the fire codes, 7-Eleven of Nevada, Inc., dba 7-Eleven Food Store #22579B, 3051 East Charleston Boulevard, Inderdeep S. Judge, Franchise Mgr - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Franchise Manager for a Beer/Wine/Cooler Off-sale License

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Slot Operator Space Lease Location Restricted Gaming License for 7 slots subject to approval by the Nevada Gaming Commission, Golden Route Operations, LLC, db at Stop and Save Mini Mart & Gas, 99 South Martin L. King Boulevard - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a Slot Operator Space Lease Location Restricted Gaming License

RECOMMENDATION:

Recommend approval subject to confirmation of approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

1. Letter from Cathy Tisherman
2. Map

MOTION:

WEEKLY – APPROVED a temporary license with a review to run concurrent with the six-month review (1/7/2004) on the beer/wine off-sale temporary license – UNANIMOUS with L.B. McDONALD excused

NOTE: A previous motion (which carried unanimously with L.B. McDONALD excused) made by Reese rescinded the initial approval that was part of the consent agenda items motion (which also carried unanimously with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused).

MINUTES:

JIM DiFIORE, Manager, Business Services, indicated that in July the Council approved a beer/wine off-sale temporary license with a six-month review. He recommended this matter be approved on a temporary basis with the review running concurrent with the review on the beer/wine off-sale license.

There was no further discussion.

(9:35 – 9:36/10:50 – 10:52)

1-952/2-475

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of award of Bid Number 040006-LED, Annual Requirements Contract for Asphaltic Concrete - Department of Field Operations - Award recommended to: VARIOUS CONTRACTORS (\$600,000 - Internal Service Fund) - All Wards

Fiscal Impact☐**No Impact****Amount:** \$600,000☒**Budget Funds Available****Dept./Division:** Field Operations☐**Augmentation Required****Funding Source:** Internal Service Fund**PURPOSE/BACKGROUND:**

Qualified contractors will furnish and deliver asphaltic concrete on an as-needed basis to various locations throughout the City of Las Vegas for the period from date of award through August 31, 2004 with four (4) one-year options to renew. Each award will be based on the unit prices provided by the contractor and the location of his plant in relationship to the job site.

PCC: L. E. Davis

POC: Corey Newcome, Las Vegas Paving - (702) 251-5800

POC: Dick Ridder, Southern Nevada Paving - (702) 876-5226

POC: Guy Wells, Wells Cargo, Inc. - (702) 876-0659

RECOMMENDATION:

That the City Council approve the award of Bid Number 040006-LED, Annual Requirements Contract for Asphaltic Concrete to various contractors in the estimated annual amount of \$600,000 from date of award through August 31, 2004, with four (4) one-year options to renew. Authority to execute contracts on behalf of the City is given to the Purchasing Manager per R-145-2001.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)**Item 14: APPROVED under separate action** (see individual item)

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Consent – Administrative

Item 15 - Approval of award of Bid Number 040006-LED, Annual Requirements Contract for Asphaltic Concrete - Department of Field Operations - Award recommended to: VARIOUS CONTRACTORS (\$600,000 - Internal Service Fund)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of award of Bid Number 040032-KF, Annual Requirements Contract for Care and Maintenance Program for Structural Fire Fighting Ensembles - Department of Fire and Rescue - Award recommended to: ECMS, INC. (Estimated annual amount of \$160,000 - General Fund)

Fiscal Impact☐**No Impact****Amount:** \$160,000☒**Budget Funds Available****Dept./Division:** Fire and Rescue☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

This request will provide for the care and maintenance of the safety clothing worn by fire fighters in responding to fires.

PCC: K. Falline

POC: Karl Beeman - (702) 243-7149

RECOMMENDATION:

That the City Council approve the award of Bid Number 040032-KF, Annual Requirements Contract for Care and Maintenance Program for Structural Fire Fighting Ensembles to ECMS, Inc. from date of award through September 30, 2004, with four (4) one-year options to renew in the annual amount of \$160,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: **STRICKEN** under separate action (see individual item)

Item 14: **APPROVED** under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of award of Bid Number 040002-DAR, Annual Requirements Contract for Culvert Cleaning - Department of Field Operations - Award recommended to: ROBERT VINCENT LTD. (Estimated annual usage \$100,000 - General Fund) - All Wards

Fiscal Impact

☐

No Impact

Amount: \$100,000

☒

Budget Funds Available

Dept./Division: Field Operations

☐

Augmentation Required

Funding Source: General Fund

PURPOSE/BACKGROUND:

This request will provide for an annual requirements contract for cleaning various water drain culverts located within the city limits.

PCC: D. Rawski

POC: Robert Vincent - (702) 301-2995

RECOMMENDATION:

That the City Council approve the award of Bid Number 040002-DAR, Annual Requirements Contract for Culvert Cleaning to Robert Vincent LTD. from date of award through August 31, 2004, with four (4) one-year options to renew in the estimated annual amount of \$100,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of award of Bid Number 040030-DAR, Open End Contract for a Class 6 Cargo Truck - Department of Field Operations - Award recommended to: MCCANDLESS INTERNATIONAL TRUCKS, INC. (\$58,904 - Internal Service Fund)

Fiscal Impact

☐

No Impact

Amount: \$58,904

☒

Budget Funds Available

Dept./Division: Field Operations

☐

Augmentation Required

Funding Source: Internal Service Fund

PURPOSE/BACKGROUND:

This request will provide for the purchase of one (1) Class 6 Cargo Truck to replace equipment that is obsolete for use by the Leisure Services Department, as well as facilitate the purchase of additional vehicles, if needed, through model year availability.

PCC: D. Rawski

POC: Mike McCandless - (702) 642-8789

RECOMMENDATION:

That the City Council approve the award of Bid Number 040030-DAR, Open End Contract for a Class 6 Cargo Truck to McCandless International Trucks, Inc. in the amount of \$58,904.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of issuance of purchase order for the purchase and maintenance of Photo ID Systems - Department of Information Technologies - Award recommended to: ECR SALES AND SERVICE, INC. (Estimated aggregate amount of \$50,000 - Internal Service Fund)

Fiscal Impact☐**No Impact****Amount:** \$50,000☒**Budget Funds Available****Dept./Division:** Information Technologies☐**Augmentation Required****Funding Source:** Internal Service Fund**PURPOSE/BACKGROUND:**

Two computer photo ID systems were evaluated with one system chosen for a pilot program. The pilot program proved a success. This request provides for the purchase and maintenance of photo ID systems for use by the Departments of Human Resources and Detention and Enforcement.

This purchase is exempt from competitive bidding pursuant to NRS 332.115.1(g), Hardware and associated peripheral equipment and devices for computers and NRS 332.115(h), Software for computers.

PCC: C. White

POC: Zane Winston - (702) 385-0706

RECOMMENDATION:

That the City Council approve the issuance of purchase order for the purchase and maintenance of Photo ID Systems to ECR Sales and Service, Inc. in the estimated aggregate amount of \$50,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)**Item 14: APPROVED under separate action (see individual item)**

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Consent – Finance and Business Services

Item 19 – Approval of issuance of purchase order for the purchase and maintenance of Photo ID Systems Department of Information Technologies – Award recommended to: ECR SALES AND SERVICE, INC. (Estimated aggregate amount of \$50,000 – Internal Service Fund)

MINUTES:

There was no related discussion.

(9:35 – 9:36)
1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of award of Contract No. 040034-LW, CORE Technology Software Upgrade and Support - Department of Information Technologies - Award recommended to: CORE TECHNOLOGY CORPORATION (\$46,925 - Internal Service Fund)

Fiscal Impact

☐

No Impact

Amount: \$46,925

☒

Budget Funds Available

Dept./Division: Information Technologies

☐

Augmentation Required

Funding Source: Internal Service Fund

PURPOSE/BACKGROUND:

This contract will provide for the purchase of CORE Technology Corporation software upgrade and support for mainframe emulation from date of award through October 31, 2004 with annual renewals as long as the competitive bidding exception applies.

This requirement is exempt from competitive bidding pursuant to NRS 332.115.1(h), Software for computers.

PCC: L. Wheeler

POC: Jill McCready - (800) 338-2117

RECOMMENDATION:

That the Council approve award of Contract No. 040034-LW in the amount of \$46,925 from date of award to October 31, 2004 with annual renewals as long as the competitive bidding exception applies to CORE Technology Corp. Authority to execute contract is given to the Purchasing Manager per R-145-2001.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Consent – Finance and Business Services

Item 20 – Approval of award of Contract No. 040034-LW, CORE Technology Software Upgrade and Support – Department of Information Technologies – Award recommended to: CORE TECHNOLOGY CORPORATION (\$46,925 – Internal Service Fund)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of issuance of a purchase order for potable water connection for the Durango Hills Golf Course restroom - Department of Field Operations - Award to: LAS VEGAS VALLEY WATER DISTRICT (\$25,179 - Municipal Golf Course Enterprise Fund) - Ward 4 (Brown)

Fiscal Impact☐**No Impact****Amount:** \$25,179☒**Budget Funds Available****Dept./Division:** Field Operations☐**Augmentation Required****Funding Source:** Municipal Golf Course Enterprise Fund**PURPOSE/BACKGROUND:**

The City of Las Vegas is constructing a restroom at Durango Hills Municipal Golf Course. This purchase order will cover the cost of potable water connection fees, regional charges, and meter/backflow preventer installation.

This purchase is exempt from competitive bidding pursuant to NRS 332.115.1(a), items which may only be contracted from a sole source.

RECOMMENDATION:

That the City Council approve the issuance of a purchase order for potable water connection for the Durango Hills Golf Course restroom to Las Vegas Valley Water District in the amount of \$25,179.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: **STRICKEN** under separate action (see individual item)

Item 14: **APPROVED** under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of revision number two to purchase order 215916 for fingerprinting services - Department of Human Resources - Award to: Nevada Department of Motor Vehicles and Public Safety (\$20,000 - General Fund)

Fiscal Impact

☐

No Impact

Amount: \$20,000

☒

Budget Funds Available

Dept./Division: Human Resources

☐

Augmentation Required

Funding Source: General Fund

PURPOSE/BACKGROUND:

On October 31, 2002, a purchase order was issued in the amount of \$24,000 for fingerprinting services for the period November 1, 2002 through November 30, 2003, in accordance with competitive bidding exception NRS 332.115.1(a), items which may only be contracted from a sole source.

An additional \$20,000 is needed to complete this year's requirements due to an increase in public safety positions and to accommodate summer hiring programs as well as other staffing needs.

PCC: A. Green

POC: Dana Howry - (775) 687-1600

RECOMMENDATION:

That the City Council approve the issuance of revision number two to purchase order 215916 for fingerprinting services to Nevada Department of Motor Vehicles and Public Safety in the amount of \$20,000 for a revised total amount of \$44,000 through November 30, 2003.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Consent – Finance and Business Services

Item 22 – Approval of revision number two to purchase order 215916 for fingerprinting services – Department of Human Resources – Award to: Nevada Department of Motor Vehicles and Public Safety (\$20,000 – General Fund)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: SHARON SEGERBLOM**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a First Amendment to Housing Opportunities for Persons With AIDS (HOPWA) Program Agreement between City of Las Vegas and Caminar to transfer \$80,000 from Caminar's Acquisition allocation to their Construction allocation for an aggregate total of \$354,317 in construction funding - Ward 5 (Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Caminar was awarded \$200,000 in housing acquisition funding at the March 20, 2002 City Council meeting. They are requesting a transfer of \$80,000 to their construction grant awarded at the April 4, 2001 City Council meeting in the amount of \$274,317. This transfer will increase their construction funding to an aggregate total of \$354,317 which they will need to complete their 8 unit facility for the disabled.

RECOMMENDATION:

Staff recommends approval of the transfer and authorization of the Mayor to execute the contract amendment.

BACKUP DOCUMENTATION:

1. Caminar letter dated September 2, 2003
2. First Amendment to HOPWA Program Agreement between the City of Las Vegas and Caminar-HIV/AIDS Housing Facility

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: SHARON SEGERBLOM

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an allocation of \$35,000 Community Development Block Grant funding to Golden Rule, Inc for replacement of roof, painting building and landscaping at Parsons Place, 624 Stewart Avenue - Ward 5 (Weekly)

Fiscal Impact

☐

No Impact

Amount: \$35,000

☒

Budget Funds Available

Dept./Division: Neigh. Svcs./Neigh. Devel.

☐

Augmentation Required

Funding Source: Community Development Block Grant (CDBG)

PURPOSE/BACKGROUND:

Golden Rule, Inc. has experienced recent roof leaks at Parsons Place, a transitional living project, which is causing extensive damage to their units. In addition, the building is in need of painting and drought-resistant landscaping.

RECOMMENDATION:

Staff recommends approval of the allocation of \$35,000 of Community Development Block Grant funds to Golden Rule, Inc. to replace the roof, paint and landscape Parsons Place.

BACKUP DOCUMENTATION:

Golden Rule letter dated September 3, 2003

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: **STRICKEN** under separate action (see individual item)

Item 14: **APPROVED** under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING AND DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of lands to be disposed of by the Bureau of Land Management (BLM) in the Fall 2004 Public Sale - Wards 2 and 6 (L.B. McDonald and Mack)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Staff is recommending twenty-three (23) parcels, or portions thereof, for disposal at the Fall 2004 BLM land sale. The combined total of these parcels is approximately 1,618 gross acres in size. Twenty of the parcels, totaling approximately 1,590 acres, comprise the Kyle Canyon Gateway area and will be requested to be consolidated for sale. With the exception of two, these parcels are selected in accordance with the Priority Groupings map and appropriate for nomination at this time. The land along Summerlin Parkway had previously been considered for a park, but not identified on the Priority Groupings map, and is no longer needed for park purposes.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

1. Agenda Memo (parcel listing)
2. Fall 2004 BLM Disposal Nominations maps (4)

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING AND DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of the addition of a 10 acre parcel located on the south side of Gilcrease Avenue, 660 feet east of Hualapai Way to the nomination list for disposal at the Spring 2004 Bureau of Land Management (BLM) Public Sale, APN: portion of 125-18-201-010 - Ward 6 (Mack)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Staff is recommending that a portion of a parcel of land, comprised of 10 acres, be added to the nomination list for disposal at the Spring 2004 BLM land sale. The property is located on the south side of Gilcrease Avenue, 660 feet east of Hualapai Way. The city had previously placed a lease on the site for use as a park. This location is no longer necessary for that purpose and the city will be requesting that the lease be relinquished.

This item will go through the joint selection process and then before the Federal Lands Subcommittee of the Southern Nevada Regional Planning Coalition at their fall meeting.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

1. Agenda Memo (parcel legal description)
2. Location Map

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Interlocal Contract LAS.05.F.03 between the City of Las Vegas and the Regional Flood Control District for design of the Alta Parallel System (\$920,820 - Regional Flood Control District) - Ward 1 (Moncrief)

Fiscal Impact

☐

No Impact

Amount: \$920,820

☒

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source: Regional Flood Control District

PURPOSE/BACKGROUND:

This Interlocal Contract applies to design of the Alta Parallel System. The project is further identified on Exhibit "A" which is attached to and part of the Interlocal Contract. The basic improvements shall consist of appurtenances as may be necessary to control floodwaters. The Regional Flood Control District Board of Directors approved this contract at their August 14, 2003 meeting. Total cost for this contract shall not exceed \$920,820.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Interlocal Contract LAS.05.F.03

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Interlocal Contract LAS.22.A.03 between the City of Las Vegas and the Regional Flood Control District for predesign of the Decatur/Elkhorn/Rainbow System (\$350,000 - Regional Flood Control District) - Ward 6 (Mack)

Fiscal Impact

☐

No Impact

Amount: \$350,000

☒

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source: Regional Flood Control District

PURPOSE/BACKGROUND:

This Interlocal Contract applies to predesign of the Decatur/Elkhorn/Rainbow System. The project is further identified on Exhibit "A" which is attached to and part of the Interlocal Contract. The predesign report is intended to define the alignment and sizes of the proposed regional facilities in Decatur Boulevard, Elkhorn Road, Rainbow Boulevard and Jones Boulevard. Total cost for this contract shall not exceed \$350,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Interlocal Contract LAS.22.A.03

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Interlocal Contract LAS.10.V.03 between the City of Las Vegas and the Regional Flood Control District for design of the Gowan North Channel - Lone Mountain Road (El Capitan Way to the Western Beltway) (\$678,564 - Regional Flood Control District) - County

Fiscal Impact☐**No Impact****Amount:** \$678,564☒**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:** Regional Flood Control District**PURPOSE/BACKGROUND:**

This Interlocal Contract applies to design of the Gowan North Channel - Lone Mountain Road (El Capitan Way to the Western Beltway). The project is further identified on Exhibit "A" which is attached to and part of the Interlocal Contract. The basic improvements shall consist of appurtenances as may be necessary to control floodwaters. The Regional Flood Control District Board of Directors approved this contract at their August 14, 2003 meeting. Total cost for this contract shall not exceed \$678,564.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Interlocal Contract LAS.10.V.03

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Interlocal Contract LAS.05.E.03 between the City of Las Vegas and the Regional Flood Control District for design of the Oakey - Meadows Storm Drain (\$2,010,354 - Regional Flood Control District) - Ward 1 (Moncrief)

Fiscal Impact☐**No Impact****Amount:** \$2,010,354☒**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:** Regional Flood Control District**PURPOSE/BACKGROUND:**

This Interlocal Contract applies to design of the Oakey - Meadows Storm Drain. The project is further identified on Exhibit "A" which is attached to and part of the Interlocal Contract. The Regional Flood Control District Board of Directors approved this contract at their August 14, 2003 meeting. Total cost for this contract shall not exceed \$2,010,354.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Interlocal Contract LAS.05.E.03

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Interlocal Contract LAS.17.E.03 between the City of Las Vegas and the Regional Flood Control District for design of Peak Drive System (Jones Boulevard to Michael Way) (\$277,482 - Regional Flood Control District) - Ward 6 (Mack)

Fiscal Impact☐**No Impact****Amount:** \$277,482☒**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:** Regional Flood Control District**PURPOSE/BACKGROUND:**

This Interlocal Contract applies to design of Peak Drive System (Jones Boulevard to Michael Way). The project is further identified on Exhibit "A" which is attached to and part of the Interlocal Contract. The basic improvements shall consist of appurtenances as may be necessary to control floodwaters. The Regional Flood Control District Board of Directors approved this contract at their August 14, 2003 meeting. Total cost for this contract shall not exceed \$277,482.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Interlocal Contract LAS.17.E.03

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: **STRICKEN** under separate action (see individual item)

Item 14: **APPROVED** under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Interlocal Contract LAS.21.A.03 between the City of Las Vegas and the Regional Flood Control District for predesign of the Upper Las Vegas Wash Facility Study (\$250,000 - Regional Flood Control District) - Ward 6 (Mack)

Fiscal Impact

☐

No Impact

Amount: \$250,000

☒

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source: Regional Flood Control District

PURPOSE/BACKGROUND:

This Interlocal Contract applies to predesign of the Upper Las Vegas Wash Facility Study. The project is further identified on Exhibit "A" which is attached to and part of the Interlocal Contract. The predesign report is intended to refine existing facilities in the Northwest prior to development of the area. The Regional Flood Control District Board of Directors approved this contract at their August 14, 2003 meeting. Total cost for this contract shall not exceed \$250,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Interlocal Contract LAS.21.A.03

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Second Supplemental Interlocal Contract LAS.10.K.99 between the City of Las Vegas and the Regional Regional Flood Control District for design of the Cam 10 Detention Basin (Ann Road Detention Basin Facilities) (\$130,000 - Regional Flood Control District) - County

Fiscal Impact☐**No Impact****Amount: \$130,000**☒**Budget Funds Available****Dept./Division: Public Works/City Engineer**☐**Augmentation Required****Funding Source: Regional Flood Control District****PURPOSE/BACKGROUND:**

This Second Supplemental Interlocal Contract provides additional engineering design & environmental mitigation funding. The additional funding is needed to add the construction of the diversion berm & the outfall with the basin, modify the grading plans, a plant assessment study and an environmental assessment study. The date of completion has been extended to allow time for the increase in design and environmental requirements. The Regional Flood Control District Board of Directors approved this contract at their August 14, 2003 meeting. Total cost for this contract shall not exceed \$630,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Interlocal Contract LAS.10.K.99

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval to file a Right-of-Way Grant with the Bureau of Land Management for roadway, sanitary sewer and drainage purposes on portions of land lying within the Northwest Quarter of Section 11, Township 19 South, Range 60 East, Mount Diablo Meridian, generally located on the north side of the Horse Drive alignment between the Rainbow Boulevard alignment and the Garehime Street alignment – APN 125-11-201-001 – Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Interlocal Contract project #33k between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to Fund the Transportation Improvement Bond Project for construction of Jones Boulevard, Beltway to Elkhorn Road (\$2,001,180 - Regional Transportation Commission of Southern Nevada) - Ward 6 (Mack)

Fiscal Impact☐**No Impact****Amount:** \$2,001,180☒**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:** Regional Transportation Commission**PURPOSE/BACKGROUND:**

This Interlocal Contract provides additional funding for construction of Jones Boulevard, Beltway to Elkhorn Road. The Regional Transportation Commission Board of Directors approved this contract at their August 14, 2003 meeting. Total cost for this contract shall not exceed \$2,001,180.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Interlocal Contract project #33k to Fund NRS 384.59815

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of First Supplemental Interlocal Contract LAS.10.T.02 between the City of Las Vegas and the Clark County Regional Flood Control District for the Gowan North System - Phase III (Alexander Road to Lone Mountain Road) (\$5,812,000 - Clark County Regional Flood Control District) - Ward 4 (Brown)

Fiscal Impact☐**No Impact****Amount:** \$5,812,000☒**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:** Clark County Regional Flood Control District**PURPOSE/BACKGROUND:**

This First Supplemental Interlocal Contract LAS.10.T.02 between the City of Las Vegas and the Clark County Regional Flood Control District transfers funding from the City to the CCRFCD for construction and construction management for the Gowan North System - Phase III (Alexander Road to Lone Mountain Road). CCRFCD's Board of Directors approved this contract at their August 14, 2003 meeting. Total cost for this project shall not exceed \$5,812,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

First Supplemental Interlocal Contract LAS.10.T.02

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Second Supplemental Interlocal Contract LAS.16.D.01 between the City of Las Vegas and the Clark County Regional Flood Control District for construction of Regional Flood Control facilities within the Ann Road Project - Allen Lane to Rancho Drive (\$7,873,000 - Clark County Regional Flood Control District) - Ward 6 (Mack)

Fiscal Impact☐**No Impact****Amount:** \$7,873,000☒**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:** Clark County Regional Flood Control District**PURPOSE/BACKGROUND:**

This Second Supplemental Interlocal Contract LAS.16.D.01 between the City of Las Vegas and the Clark County Regional Flood Control District transfers funding from the City to the CCRFCD for construction and construction management of Ann Road - Allen Lane to Rancho Drive. CCRFCD's Board of Directors approved this contract at their August 14, 2003 meeting. Total cost for this project shall not exceed \$7,873,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Second Supplemental Interlocal Contract LAS.16.D.01

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Amendments to the Uniform Regulations for the Control of Drainage adopted by the Regional Flood Control District at their July 10, 2003 Board meeting - All Wards

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Sections 8 and 10 of the Uniform Regulations for the Control of Drainage are being revised. These revisions will allow greater flexibility in compliance with the minimum requirements of the National Flood Insurance Program regulations. The affected portions of the Regulations are included in the backup. These changes were adopted by the Regional Flood Control District Board at their July 10, 2003 meeting.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Clark County Regional Flood Control District July 10, 2003 Agenda Item - Amendments to the Uniform Regulations for the Control of Drainage

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Dedication from the City of Las Vegas, a Municipal Corporation, for portions of the Northwest Quarter of Section 7, Township 20 South, Range 60 East and the Northeast Quarter of Section 12, Township 20 South, Range 59 East, Mount Diablo Meridian, for rights-of-way located on the new alignments for Alexander Road and Hualapai Way, west of Grand Canyon Drive (Alexander/Hualapai Road Project) – APNs 137-12-501-009 and 138-07-103-001 – Ward 4 (Brown)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Supplemental Interlocal Contract #387a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada for Tenaya Way, Beltway to Elkhorn Road improvement project to change the scope of the project to add 2,100 lineal feet of 42-inch storm drain pipe in Deer Springs Way - Ward 6 (Mack)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Supplemental Interlocal Contract #387a will change the scope of the Tenaya Way, Beltway to Elkhorn Road project to add about 2,100 lineal feet of 42-inch storm drain pipe in Deer Springs Way as proposed in the Technical Drainage Study prepared by Washington Infrastructure consultants. The system will connect into the proposed 6'X3' 10-year system in Tenaya Way that drains to the Beltway. These changes were adopted by the Regional Transportation Board at their July 10, 2003 meeting. Total cost of this project shall not exceed \$2,615,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Supplemental Interlocal Contract #387a

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Declaration of Utilization from the Bureau of Land Management for a portion of the Southeast Quarter of Section 18 and the Northwest Quarter of Section 20, Township 19 South, Range 60 East, Mount Diablo Meridian, for road, sanitary sewer and drainage purposes located on the north side of Elkhorn Road west of Fort Apache Road, the east side of Fort Apache Road south of Elkhorn Road and the north side of Dorrell Lane west of Campbell Road – APNs 125-18-801-016, 125-20-101-001 and -012 – Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a Cooperative (Stewardship) Agreement with the Nevada Department of Transportation which will allow the City of Las Vegas to construct road improvements at the Charleston Boulevard and Rampart Boulevard/Fort Apache Road intersection utilizing Federal Safety and Regional Transportation Commission funds (\$350,000 Federal Safety/\$282,500 Regional Transportation Commission) - Ward 2 (L.B. McDonald)

Fiscal Impact☐**No Impact****Amount:** \$632,500☒**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:** Federal Safety (55%)/RTC (45%)**PURPOSE/BACKGROUND:**

The agreement is necessary to provide Federal Safety funding for the construction of Road improvements at the Charleston Boulevard and Rampart Boulevard/Fort Apache Road intersection. The improvements will consist of right turn pockets on each leg of the intersection and dual left turn pockets on Charleston to accommodate the left turn movements from Charleston onto Rampart Boulevard and Fort Apache Road.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Cooperative (Stewardship) Agreement

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Encroachment Request from Distinctive Homes, owner (northeast corner of El Capitan Way and Horse Drive) - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed encroachment consists of an approximate 10' wide area of landscaping on the east side of El Capitan Way extending approximately 637' northward from Horse Drive consisting of trees, shrubs, ground cover, and an irrigation system for the proposed San Marino III subdivision. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Copy of Encroachment Exhibit "A" (northeast corner of El Capitan Way and Horse Drive)

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - EMS Engineering on behalf of Serenity Brooks Estates, LLC, owners (southeast corner of Hammer Lane and Conquistador Street, APNs 125-31-201-004, 125-31-201-005, and 125-31-201-006) - County (near Ward 4 - Brown)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This request is to connect 29 single family dwellings at the southeast corner of Hammer Lane and Conquistador Street. The owners propose to connect and extend an existing 8" City sewer line located in Hammer Lane and El Capitan Way to the western edge of the development. The Planning Department has determined the project does conform to the City's General Plan for the area; there is sufficient capacity in the City Sanitary Sewer. The applicants have signed a "Sewer Connection Agreement." "This property is within the Clark County Interlocal Annexation Exceptions area and cannot be annexed to the City.

RECOMMENDATION:

Public Works recommends approval subject to conformance with all City codes and departmental standards and off-site improvements.

BACKUP DOCUMENTATION:

Agenda memo

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: **STRICKEN** under separate action (see individual item)

Item 14: **APPROVED** under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Encroachment Request from Pardee Homes Nevada, owner (southwest corner of Farm Road and Fort Apache Road) - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed encroachment will consist landscaping on the south side of Farm Road west of Fort Apache Road, on the west side of Fort Apache Road between Farm Road and Severance Lane and on both sides of the sidewalk on the north side of Severance Lane west of Fort Apache Road to meet Town Center Landscaping Requirements for the proposed Pardee-Town Center Assemblage 60/70 #2 subdivision. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

1. Copy of Encroachment Exhibit "A" (southwest corner of Farm Road and Fort Apache Road)
2. Copy of Encroachment Exhibit "B" (northwest corner of Severance Lane and Fort Apache Road)

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a First Amendment to the Professional Services Agreement with Carpenter Sellers Associates for the design services of Huntridge Circle Park located at Maryland Parkway and Francis Avenue (\$28,842 - Las Vegas Convention and Visitors Authority) - Ward 3 (Reese)

Fiscal Impact

☐

No Impact

Amount: \$28,842

☒

Budget Funds Available

Dept./Division: Public Works/Eng. Integration

☐

Augmentation Required

Funding Source: Las Vegas Convention and Visitors Authority

PURPOSE/BACKGROUND:

To renovate and upgrade Huntridge Circle Park utilizing input from the local neighborhood encouraged by Councilmen Gary Reese. Additional design services due to additional change in scope.

RECOMMENDATION:

That the City Council approve the negotiated First Amendment to the Professional Services Agreement with Carpenter Sellers Associates for the design services in the amount of \$28,842 and approve an Additional Services contingency reserve of \$3,000.

BACKUP DOCUMENTATION:

First Amendment

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Park Development Agreements for two parks built by KB Home Nevada at Iron Mountain Ranch - Ward 6 (Mack)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** PW/ Traffic, Eng. Integration☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

To comply with the open space requirements of the master plan for Iron Mountain Ranch, KB Homes Nevada will build two parks totalling 8.25 acres on BLM land provided by the City of Las Vegas. The developer will also build offsite improvements adjacent to both parks. These passive parks will be built in accordance with current City of Las Vegas design standards. The first park is 3.43 acres and will be built at the NE corner of Whispering Sands Avenue & Bradley Road. The second park is 4.82 acres and will be built near the SW corner of Horse Drive and Bradley Road.

RECOMMENDATION:

It is recommended that the City Council approve these agreements.

BACKUP DOCUMENTATION:

1. Iron Mountain Ranch Park Development Agreement # 1
2. Iron Mountain Ranch Park Development Agreement # 2

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-125-2003 - Approval of a Resolution directing the City Treasurer to prepare the Forty-Third Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of streets, sanitary sewer, storm sewers, and water main projects. Parcel is located in Talega @ The Vistas - Unit 1.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-125-2003

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-126-2003 - Approval of a Resolution approving the Forty-Third Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of streets, sanitary sewer, storm sewers, and water main projects. Parcel is located in Talega @ The Vistas - Unit 1.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-126-2003

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-127-2003 - Approval of a Resolution directing the City Treasurer to prepare the Forty-Fourth Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of streets, sanitary sewer, storm sewers, and water main projects. Parcel is located in Palomar @ The Paseos.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-127-2003

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-128-2003 - Approval of a Resolution approving the Forty-Fourth Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of streets, sanitary sewer, storm sewers, and water main projects. Parcel is located in Palomar @ The Paseos.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-128-2003

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-129-2003 - Approval of a Resolution directing the City Treasurer to prepare the Forty-Fifth Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of streets, sanitary sewer, storm sewers, and water main projects. Parcel is located in Paradiso Unit 2 at the Summerlin Vistas.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-129-2003

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-130-2003 - Approval of a Resolution approving the Forty-Fifth Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of streets, sanitary sewer, storm sewers, and water main projects. Parcel is located in Paradiso Unit 2 at the Summerlin Vistas.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-130-2003

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-131-2003 - Approval of a Resolution directing the City Treasurer to prepare the First Assessment Lien Apportionment Report for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of streets, sanitary sewer, storm sewers, and water main projects. Parcel is located in Palomar @ The Paseos.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-131-2003

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-132-2003 - Approval of a Resolution approving the First Assessment Lien Apportionment Report for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of streets, sanitary sewer, storm sewers, and water main projects. Parcel is located in Palomar @ The Paseos.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-132-2003

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-133-2003 - Approval of a Resolution Making Provisional Order and Directing that Notice of Public Hearing thereon be given regarding Special Improvement District No. 1493 - Hualapai Way/Alexander Road (\$968,158.54 - Capital Projects Fund - Special Assessments) - Ward 4 (Brown)

Fiscal Impact

☐

No Impact

Amount: \$968,158.54

☐

Budget Funds Available

Dept./Division: Public Works/SID

☒

Augmentation Required

Funding Source: Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

The construction and installation of pavement, "L" type curb and gutter, sidewalks, driveway approaches, water laterals and mains, sewer laterals and mains, and streetlights.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-133-2003

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☒**CONSENT**☐**DISCUSSION****SUBJECT:****RESOLUTIONS:**

R-134-2003 - Approval of a Resolution Disposing of the Protests made at the Hearing on the Provisional Order for Special Improvement District No. 1501 - Downtown Street Rehabilitation Phase III (\$88,986.25 - Capital Projects Fund - Special Assessments) - Ward 5 (Weekly)

Fiscal Impact☐**No Impact****Amount:** \$88,986.25☐**Budget Funds Available****Dept./Division:** Public Works/SID☒**Augmentation Required****Funding Source:** Capital Projects Fund - Special Assessments**PURPOSE/BACKGROUND:**

The work is being performed in conjunction with a street rehabilitation project which will include construction and installation of asphalt paving, curb and gutter, sewer main, and streetlights. The District boundaries are Fremont Street on the north, 15th Street on the east, Charleston Boulevard on the south and 13th Street on the west. The District will fund the cost of new streetlights only. Funding for the other project improvements will be provided by Street Rehabilitation and Sanitation.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-134-2003

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: **STRICKEN** under separate action (see individual item)

Item 14: **APPROVED** under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval to enter into negotiations with Lamar Advertising Company for placement of billboard signs on City owned land located on the north side of U.S.95, west of Las Vegas Boulevard, northwest corner of Las Vegas Boulevard and Mesquite Avenue, north side of Bonanza Road east of Mojave Road, and the northwest corner of Stewart Avenue and Pecos Road, APNs 139-27-803-002, 139-34-501-003, 139-25-802-006, 139-36-604-001- Wards 3 and 5 (Reese and Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Staff received an unsolicited letter of proposal from Kummer Kaempfer Bonner & Renshaw on August 7, 2003 on behalf of Lamar Advertising expressing their interest in placing billboard signs on City owned land. The proposed sign locations are in compliance with the current zoning and would require no variances. Each billboard will serve to maximize the property's value without disrupting any existing or future use.

RECOMMENDATION:

The 9/15/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. August 7, 2003 Letter from Kummer Kaempfer Bonner & Renshaw
2. Site Maps

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Consent – Real Estate

Item 58 - Approval to enter into negotiations with Lamar Advertising Company for placement of billboard signs on City owned land located on the north side of U.S.95, west of Las Vegas Boulevard, northwest corner of Las Vegas Boulevard and Mesquite Avenue, north side of Bonanza Road east of Mojave Road, and the northwest corner of Stewart Avenue and Pecos Road, APNs 139-27-803-002, 139-34-501-003, 139-25-802-006, 139-36-604-001

MOTION – Continued:

NOTE: COUNCILMAN MACK disclosed that Item 58 includes locations near the Lady Luck Casino, with whom his brother-in-law ANDREW DONNER has a contract, and the location involved in Item 62 is near a SuperPawn shop he is affiliated with and which is owned by his brother STEVEN MACK. However, he would be voting on the aforementioned items, as he believes neither matter would affect his relatives' businesses nor has he spoken with them regarding these matters.

MINUTES:

COUNCILMAN WEEKLY reported that the Real Estate Committee reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that each item be approved by the City Council.

There was no further discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval authorizing staff to relinquish a 35 acre Right-of-Way Grant from the Bureau of Land Management located south of Eldora Street, east of Van Allen Street alignment, APN 163-09-201-002 - County (Near Wards 1 and 2 - Moncrief and L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Staff desires to relinquish approximately 35 acres of Bureau of Land Management leased land known as a portion of Parcel Number 163-09-201-002. Fifteen acres of this land was previously approved by Council to relinquish to the School District for development as a school site. Five acres will be reserved for a metro substation site. The remainder will be nominated for auction by the Bureau of Land Management. This land was originally to be used as a detention basin which is no longer needed.

RECOMMENDATION:

The 9/15/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Letter of Relinquishment
2. Site Map

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Consent – Real Estate

Item 59 – Approval [authorizing staff to relinquish a 35 acre Right-of-Way Grant from the Bureau of Land Management located south of Eldora Street, east of Van Allen Street alignment, APN 163-09-201-002](#)

MINUTES:

COUNCILMAN WEEKLY reported that the Real Estate Committee reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that each item be approved by the City Council.

There was no further discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval of a Purchase Agreement between the City of Las Vegas and Southwest Desert Equities, LLC which outlines the terms of purchasing from the City approximately 11.057 acres located in the vicinity of Alexander Road and Hualapai Way, APNs 137-12-501-009 and 138-07-103-001 - Ward 4 (Brown)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

On October 4, 2000, City Council authorized staff to submit a letter to Bureau of Land Management requesting that this remnant piece of property be sold through a modified competitive sale. On February 29, 2002, City Council authorized approval of a Memorandum of Understanding between the City and Southwest Desert Equities, LLC regarding that purchase. This agreement outlines the escrow instructions that will allow the City to sell the remnant parcel to Southwest Desert Equities, LLC.

RECOMMENDATION:

The 9/15/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

Purchase Agreement

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Consent – Real Estate

Item 60 - [Approval of a Purchase Agreement between the City of Las Vegas and Southwest Desert Equities, LLC which outlines the terms of purchasing from the City approximately 11.057 acres located in the vicinity of Alexander Road and Hualapai Way, APNs 137-12-501-009 and 138-07-103-001](#)

MINUTES:

COUNCILMAN WEEKLY reported that the Real Estate Committee reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that each item be approved by the City Council.

There was no further discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval of a Purchase Agreement between the City of Las Vegas and Southwest Desert Equities, LLC which outlines the terms of purchasing from the City approximately 1.01 acres located in the vicinity of Buffalo Road and Rome Boulevard, APN 125-21-701-005 - Ward 6 (Mack)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

On October 4, 2000, City Council authorized staff to submit a letter to Bureau of Land Management requesting that this remnant piece of property be sold through a modified competitive sale. On February 29, 2002, City Council authorized approval of a Memorandum of Understanding between the City and Southwest Desert Equities, LLC regarding that purchase. This agreement outlines the escrow instructions that will allow the City to sell the remnant parcel to Southwest Desert Equities, LLC.

RECOMMENDATION:

The 9/15/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

Purchase Agreement

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – UNANIMOUS with GOODMAN abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, MACK abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and L.B. McDONALD excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Consent – Real Estate

Item 61 - [Approval of a Purchase Agreement between the City of Las Vegas and Southwest Desert Equities, LLC which outlines the terms of purchasing from the City approximately 1.01 acres located in the vicinity of Buffalo Road and Rome Boulevard, APN 125-21-701-005](#)

MINUTES:

COUNCILMAN WEEKLY reported that the Real Estate Committee reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that each item be approved by the City Council.

There was no further discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval of a Lease Agreement with the Salvation Army to provide use of the former Crisis Intervention Center facility located at 1581 North Main Street for the purposes of providing space for the Family Resource Center, Christmas Angel Program, and Vocational Training Program offices - Ward 5 (Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The Salvation Army has requested the use of the former Crisis Intervention Center facility during the construction of new facilities for homeless services on their property located at 31 West Owens. During construction, several program offices will need to relocate to the Crisis Intervention Center, including the Family Resource Center, Christmas Angel Program, and the Vocational Training offices. The Salvation Army has requested use of the facility for a period of 18 months, during which the Salvation Army will be responsible for all costs, including utilities, maintenance, and security.

RECOMMENDATION:

The 9/15/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

Lease Agreement

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: STRICKEN under separate action (see individual item)

Item 14: APPROVED under separate action (see individual item)

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Consent – Real Estate

Item 62 - Approval of a Lease Agreement with the Salvation Army to provide use of the former Crisis Intervention Center facility located at 1581 North Main Street for the purposes of providing space for the Family Resource Center, Christmas Angel Program, and Vocational Training Program offices

MOTION – Continued:

NOTE: COUNCILMAN MACK disclosed that Item 58 includes locations near the Lady Luck Casino, with whom his brother-in-law ANDREW DONNER has a contract, and the location involved in Item 62 is near a SuperPawn shop he is affiliated with and which is owned by his brother STEVEN MACK. However, he would be voting on the aforementioned items, as he believes neither matter would affect his relatives' businesses nor has he spoken with them regarding these matters.

MINUTES:

COUNCILMAN WEEKLY reported that the Real Estate Committee reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that each item be approved by the City Council.

There was no further discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval of a Quitclaim Deed and Abandonment of a 30' x 232' Access Easement in favor of the Benevolent Protective Order of Elks, Las Vegas Lodge #1468 from the City of Las Vegas pertaining to a portion of APN 139-31-801-014, located in the vicinity of Valley View Boulevard and Charleston Boulevard - Ward 1 (Moncrief)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

In conjunction with the construction of the new prototype Fire Station #5 located at 1020 Hinson Street, it has become necessary for the City to relinquish to the Benevolent Protective Order of Elks, adjoining property for access rights and the responsibility of maintaining in perpetuity. The Elks have been amicable neighbors regarding the process and the City was favorable to their request, endorsing the Quitclaim and Abandonment in favor of the Elks.

RECOMMENDATION:

The 9/15/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

Quitclaim Deed

MOTION:

REESE – APPROVED Items 3-6, 8-13, and 15-63 – **UNANIMOUS** with **GOODMAN** abstaining on Item 58 because individuals associated with his law firm are in negotiations with some of the sign companies in town, which could be construed as a possible conflict of interest and have the appearance of impropriety, **MACK** abstaining on Item 45 because he is currently in escrow with Pardee Homes Nevada, and **L.B. McDONALD** excused

Item 7: **STRICKEN** under separate action (see individual item)

Item 14: **APPROVED** under separate action (see individual item)

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Consent – Real Estate

Item 63 - Approval of a Quitclaim Deed and Abandonment of a 30' x 232' Access Easement in favor of the Benevolent Protective Order of Elks, Las Vegas Lodge #1468 from the City of Las Vegas pertaining to a portion of APN 139-31-801-014, located in the vicinity of Valley View Boulevard and Charleston Boulevard

MINUTES:

COUNCILMAN WEEKLY reported that the Real Estate Committee reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that each item be approved by the City Council.

There was no further discussion.

(9:35 – 9:36)

1-952

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY MANAGER**DIRECTOR: DOUGLAS A. SELBY**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Report regarding the U.S. Small Business Administration's (SBA) declaration of Clark County, including the City of Las Vegas, as a disaster area following the severe flash flood on August 19, 2003, and the opening of an SBA disaster field office in Las Vegas

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

On September 4, 2003, the U.S. Small Business Administration (SBA) declared Clark County a disaster area subsequent to the severe flash flood that occurred on August 19, 2003, in the northwest region of the city of Las Vegas and portions of unincorporated Clark County. This declaration qualifies intestested residents and business owners that experienced property damages to apply for low-interest loans to assist in their recovery from the disaster. Businesses may also apply for economic injury loans to assist with recovery from financial losses due to the flood.

The SBA has opened a disaster field office at the city's West Service Center Survey/Offsite Testing and Inspection Building to meet directly with disaster victims and assist in completion of loan applications. The office is open Tuesdays through Fridays from 8:00 a.m. to 5:30 p.m. and Saturdays from 9:00 a.m. to 12:30 p.m.

RECOMMENDATION:

Report only; no action required.

BACKUP DOCUMENTATION:

Submitted at the meeting: copy of written comments of Tom McGowan

MOTION:**None required. A report was given.****MINUTES:**

DEPUTY CITY MANAGER FRETWELL introduced KEN SCHUMAN, Small Business Administration (SBA), who thanked the City for providing the SBA with a first class facility from which to operate, and then reported on the status of the SBA loans. The loan officers have met with over 100 victims and have issued 99 loan applications, 10 to business owners and the

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Administrative

Item 64 – Report regarding the U.S. Small Business Administration's (SBA) declaration of Clark County, including the City of Las Vegas, as a disaster area following the severe flash flood on August 19, 2003, and the opening of an SBA disaster field office in Las Vegas

MINUTES – Continued:

balance to homeowners. Over 50% of those applications have already been returned complete and are in the process of receiving on-site inspection. The majority of the loans to homeowners will bear an interest rate of 2.9%. But no two individual financial conditions are the same so the loans are tailored, can be stretched out to 30 years, and, if necessary, payments can be deferred until January or February of 2004.

The loans do have certain limits that are set administratively, a \$200,000 maximum loan amount to a homeowner for real estate damage and \$40,000 for personal property within the home or to a renter who only lost personal property. Businesses can be loaned up to \$1.5 million for property damage and economic loss. With regard to physical damage, the loan amounts are based on on-site inspections performed by SBA. The loan can only address disaster-related damage, not items such as deferred maintenance. However, the loan amounts include funds necessary to help homeowners come up to present building code. Most of the victims in the disaster area do not have flood insurance, so most of the loans will be for uninsured losses. The final deadline for applying for a disaster loan is 11/3/2003. There are no costs involved for these loans.

COUNCILMAN MACK commended MR. SCHUMAN on the outstanding job of the SBA. He also thanked TIM McANDREW, Emergency Management Coordinator with Las Vegas Fire and Rescue, for his leadership through this process. The City is also fortunate to have the involvement of the Council and CELINE DION in fundraising efforts.

COUNCILMAN WEEKLY shared the sentiments of COUNCILMAN MACK. He then asked MR. SCHUMAN to talk about some other possible resources for those that might not qualify for SBA funding. MR. SCHUMAN explained that anybody who is denied an SBA disaster loan will receive notification explaining the reason for that denial. The applicant can then ask for reconsideration within six months of the denial date. If the request for reconsideration is denied, it can be appealed. MR. SCHUMAN indicated that the most common reason for denial is because of a lack of affordability of another debt to what may already be a limited budget, so in some cases the applicant may have to get a co-borrower. He indicated that, based on the way the disaster was declared, there is no other form of federal assistance that can be provided, save local assistance through perhaps the Red Cross.

MR. McANDREW agreed that Field Operations staff was very helpful in getting the SBA disaster office operational. He noted that, as the East Coast was preparing for a major disaster, it was important to realize that they have had a lot of advance notice to prepare and alert the public about hurricane Isabel; whereas, the Las Vegas emergency personnel had a very short time to advise the public about the flood. But no matter how much preparation, when natural disaster hits, emergency personnel can only protect the community to the best of its efforts.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Administrative

Item 64 – Report regarding the U.S. Small Business Administration's (SBA) declaration of Clark County, including the City of Las Vegas, as a disaster area following the severe flash flood on August 19, 2003, and the opening of an SBA disaster field office in Las Vegas

MINUTES – Continued:

MAYOR GOODMAN remarked that the City Council is going to continue its fundraising efforts. He received a call the previous day from a company that is going to be donating \$25,000.

TOM McGOWAN, Las Vegas resident, submitted his written comments questioning the potential liability of the City.

TODD FARLOW, 240 N. 19th Street, clarified that COUNCILMEN BROWN and MACK are members of the Regional Flood Control District. He asked if new measures are being considered to prevent a similar disaster in the future, because big dollars are currently being spent on flood control measures that are obviously not working. As far as assistance for the flood victims, he commented that Neighborhood Services used to have a rehab program through which money could be granted and not have to be repaid until the home was sold or the homeowner died. MAYOR GOODMAN responded by saying that he was certain that SHARON SEGERBLOM, Director, Neighborhood Services, would help as much as possible.

DEBORAH ANTHONY suggested the community come together and prevent similar future disasters.

NOTE: MAYOR GOODMAN indicated to MR. SCHUMAN that he would like to be kept informed about the people that file for consideration due to loan denial.

There was no further discussion.

(9:36 – 9:58)

1-1015

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY MANAGER**DIRECTOR: DOUGLAS A. SELBY**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Report and possible action regarding the 61-acre development program - Ward 5 (Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

On January 8, 2003 the Council authorized a program for the City to undertake development efforts on the City's 61 acres through its City Parkway corporations. On July 16, 2003 staff presented a draft concept plan for the site. Staff will present the final draft plan and a report on what has happened since then and what is scheduled for the coming months.

RECOMMENDATION:

Accept report and endorse final draft plan.

BACKUP DOCUMENTATION:

Submitted at the meeting: copy of written comments of Tom McGowan

Submitted after the meeting: hard copy of PowerPoint

MOTION:

GOODMAN – ACCEPTED the Report and endorsed the final draft plan – UNANIMOUS with L.B. McDONALD excused and MACK not voting

MINUTES:

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

APPEARANCES:

DOUG SELBY, City Manager

TOM MCGOWAN, Las Vegas resident

AL GALLEGGO, citizen of Las Vegas

(9:58 – 10:21)

1-1830

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY MANAGER**DIRECTOR: DOUGLAS A. SELBY**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Report from the Regional Transportation Commission and possible action regarding the Central City Intermodal Transit Terminal concept development program and the two alternative schemes - Wards 1 and 5 (Moncrief and Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The Clark County Regional Transportation Commission has begun a schematic design and environmental review process for the selection of an alternative scheme and further design work for a Central City Intermodal Transit Terminal to be located in downtown Las Vegas along the Main Street Corridor. The CCITT will incorporate monorail, RTC buses, City buses, and allow for the Super Speed Train, Amtrak, RTC CatRail, and other transit systems. The design of the CCITT and its relationship to the 61 acre development program and redevelopment of the Main Street Corridor will be key to the City's downtown redevelopment efforts.

RECOMMENDATION:

Recommend preferred alternative to RTC.

BACKUP DOCUMENTATION:

Agenda Memo

MOTION:**MONCRIEF – APPROVED - UNANIMOUS with L.B. McDONALD excused****MINUTES:**

STEVE HOUCHENS, Deputy City Manager, reviewed the information under the Purpose/Background heading above. He then indicated that staff feels that the design of the Central City Intermodal Transit Terminal is highly visible and critical in the development of the 61 acres and the continued redevelopment efforts downtown. The Regional Transportation Commission (RTC) is the primary agency responsible for the development of the facility.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Administrative

Item 66 – Report from the Regional Transportation Commission and possible action regarding the Central City Intermodal Transit Terminal concept development program and the two alternative schemes

MINUTES – Continued:

BRUCE TURNER, RTC, pointed out that the process is currently in the environmental assessment stage, for which a public hearing was scheduled that afternoon.

JAY F. FINN, Genzar Architects, indicated that this project could assist the City in accomplishing its vision for the downtown area. The project primarily involves the relocation of the Downtown Transportation Center to a site that would become integrated with the monorail and other potential transportation aspects, including MagLev and CatRail. Several sites have been evaluated that are in the range of the monorail extension project, and six sites with potential to accommodate the CCITT program. He described both Alternate I, referred to as the preferred site at Charleston and Main, and Alternate II, the secondary site at Bonneville and Main. Alternate I is being carried forward in the environmental assessment.

One of the primary goals of the project is to leverage the investment in the CCITT with current downtown redevelopment. He opined that the project is very well positioned to help leverage all the investment in downtown. MR. TURNER added that the advantage is the aboveground crossing of Main Street and the Union Pacific Tracks for future light rail. Amtrak has already expressed an interest.

COUNCILWOMAN MONCRIEF commented that this is going to be the backbone for all downtown transportation.

There was no further discussion.

(10:21 – 10:28)

1-2873

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY MANAGER**DIRECTOR: DOUGLAS A. SELBY**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Discussion and possible action to direct staff to negotiate and sign a contract with Hobbs, Ong & Associates, Inc. and their affiliate, Public Financial Management Group for the financial review and feasibility study of a proposal to issue City bonds to purchase the assets and operations of the Desert Pines Golf Course (\$30,000 - Golf Enterprise Fund) - Ward 3 (Reese)

Fiscal Impact☐**No Impact****Amount:** Not to exceed \$30,000☐**Budget Funds Available****Dept./Division:** City Manager☒**Augmentation Required****Funding Source:** Golf Enterprise Fund**PURPOSE/BACKGROUND:**

The Walters Group, owners and operators of the Desert Pines Golf Club (DPGC), have submitted a proposal to the City of Las Vegas for the purchase of the DPGC. In 1995, The Walters Group entered into a lease agreement to convert the unimproved "Nature Park" into the current golf course and its related amenities. The attached proposal is for the City to purchase the golf operations, including the improvements, furniture, fixtures and equipment, from The Walters Group utilizing City bonds, and entering into a management agreement with The Walters Group for continuing operations. To fully evaluate this complex transaction, City staff is recommending hiring the financial advisory firm of Hobbs, Ong & Associates, Inc. and their affiliate, Public Financial Management Group.

RECOMMENDATION:

Approval and authorize City Manager to execute contract

BACKUP DOCUMENTATION:

Proposal for Desert Pines Golf Club Sale/Lease Agreement

MOTION:

MONCRIEF – APPROVED as recommended - UNANIMOUS with L.B. McDONALD excused

MINUTES:

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

APPEARANCES:

STEVE HOUCHENS, Deputy City Manager

JIM CHACHAS, representing Hobbs, Ong & Associates, Inc.

(10:28 – 10:31)

1-3262

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY MANAGER**DIRECTOR: DOUGLAS A. SELBY**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Discussion and possible action regarding the City's future role and involvement in the Veteran's Day Parade (\$7,500 - Special Revenue Fund)

Fiscal Impact☐**No Impact****Amount:** \$7,500☒**Budget Funds Available****Dept./Division:** City Manager☐**Augmentation Required****Funding Source:** Special Revenue Fund**PURPOSE/BACKGROUND:**

The Las Vegas Veteran's Day Parade Committee has requested increased City financial support for the 2003 Veteran's Day parade to be held on Tuesday, November 11, 2003. Ordinance #5567 provides the City Manager authority to grant waivers of up to \$7,500 per parade in fees for City services; authority to act on requests exceeding \$7,500; or to provide other financial support in connection with a parade rests with the City Council.

RECOMMENDATION:

Consider the request by the Parade Committee and direct staff as appropriate.

BACKUP DOCUMENTATION:

1. Letter from Las Vegas Veteran's Day Parade Committee dated August 27, 2003
 2. 2002 Veteran's Day parade - Parade Fee Waiver
- Submitted at the meeting: list of expenses from the Las Vegas Veterans Day Parade Committee and copy of written comments of Tom McGowan

MOTION:

REESE – Authorized the City Manager to financially support the parade for \$11,668.50 - UNANIMOUS with L.B. McDONALD excused

MINUTES:

DEPUTY CITY MANAGER FRETWELL advised that a copy of this year's Veterans Day Parade budget was submitted, which is made a part of the minutes. The backup for this item indicates expenditures for last year's parade of \$10,000. This year's cost is estimated at \$21,000; however, the request is for \$15,000. The County has already allocated \$10,000 in support of the parade.

COUNCILMAN MACK asked MR. STOJACK if any revenues are generated from participants in the parade. MR. STOJACK answered that the entry fee is \$20. COUNCILMAN MACK suggested raising that fee. MR. STOJACK indicated that there are a lot of disabled veterans that

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Administrative

Item 68 – Discussion and possible action regarding the City's future role and involvement in the Veteran's Day Parade

MINUTES – Continued:

participate, as well as non-profit organizations. Increasing the fee would place a hardship on them.

COUNCILMAN REESE verified with MR. STOJACK that this year's parade would be held on Veterans Day. MR. STOJACK commented that holding the parade on Veterans Day instead of Saturday is one of the reasons for increased costs, as many employees are paid for the holiday.

MR. STOJACK indicated that it should be a great event, with marching bands and hopefully a dance at the Neonopolis in the evening. The entire community, residential and commercial, has really come forward for this event. MAYOR GOODMAN noted that this country would not be what it is without the many sacrifices of military personnel.

TOM McGOWAN, Las Vegas resident, concurred with the City's action on this matter. He submitted his written comments, which are made part of the minutes, and offered to provide musical entertainment for the evening festivities. He then questioned the City's efforts to ensure a centrally located ambulatory clinic for veterans.

There was no further discussion.

(10:31 – 10:37)

1-3424/2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding Complaint seeking disciplinary action against Li Sheng Zhang d/b/a Joyful Massage Therapy, 2009 Paradise Road, Las Vegas, Clark County, Nevada, for violations of Title 6 of the Las Vegas Municipal Code - Ward 3 (Reese)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Li Sheng Zhang d/b/a Joyful Massage Therapy, 2009 Paradise Road, holds Massage Establishment License No. M03-000105-4-092697. The Complaint for Disciplinary Action submitted alleges that Li Sheng Zhang was convicted January 15, 2003, for Soliciting an Act of Prostitution while working as an independent massage therapist at Joyful Massage Therapy. In addition, it is alleged that Mei Juan Zheng was arrested for Soliciting an Act of Prostitution while working at Joyful Massage Therapy as an independent massage therapist, and consequently surrendered her license in order to dispose of charges brought against her. Mei Juan Zheng was also arrested for Loitering for Purposes of Prostitution while working at Joyful Massage Therapy and found guilty January 8, 2003. The commission of these crimes at Joyful Massage Therapy subjects the licensee to discipline.

RECOMMENDATION:

That the City Council issue the Complaint for Disciplinary Action and set a date and time certain for hearing no later than 60 days from the date of approval of the Complaint.

BACKUP DOCUMENTATION:

Proposed Complaint for Disciplinary Action

Submitted at the meeting: [Complaint for Disciplinary Action and letter to Mr. Zhang with attached Affidavit of Service](#)

MOTION:

REESE – APPROVED issuance of the Complaint for Disciplinary Action and set the Public Hearing for 10/1/2003, 9:00 a.m. – UNANIMOUS with L.B. McDONALD excused

MINUTES:

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

APPEARANCES:

BRAD JERBIC, City Attorney

(10:37 – 10:39)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action to authorize the City Attorney to file a Petition for a Writ of Certiorari before the United States Supreme Court in American Civil Liberties Union of Nevada, et al. v. City of Las Vegas, et al. - Case Nos. 01-15958 and 01-15966

Fiscal Impact

☐

No Impact

Amount: Unknown

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

To authorize City Attorney to file Petition for Writ of Certiorari

BACKUP DOCUMENTATION:

Submitted at the meeting: copy of written comments of Tom McGowan

MOTION:

REESE – APPROVED as recommended – UNANIMOUS with L.B. McDONALD excused

MINUTES:

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

APPEARANCES:

BRAD JERBIC, City Attorney

TOM McGOWAN, Las Vegas resident

TODD FARLOW, 240 N. 19th Street

(10:39 – 10:48)

2-126

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding Temporary Approval of Change of Ownership for a Beer/Wine/Cooler On-sale License subject to the provisions of the fire codes and Health Dept. regulations, From: Tita's, Inc., Jose Martinez, Dir, Pres, Secy, Treas, 100%, To: Gerardo S. Barraza, dba Juanita's Restaurant, 4440 East Washington Avenue, Suite 106, Gerardo S. Barraza, 100% - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Temporary Approval of Change of Ownership for a Beer/Wine/Cooler On-sale License

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes and Health Dept. regulations with authority for the Director or Designee to issue a permanent license upon receipt of a favorable police report

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Gerardo Barraza

MOTION:

REESE – APPROVED the temporary license, subject to provisions as recommended, with the manager of Business Services granted the authority to approve the permanent license after completion of appropriate process – UNANIMOUS with L.B. McDONALD excused

MINUTES:

The applicant was present, accompanied by KELLY BENAVIDEZ, Council Liaison, who was translating.

JIM DiFIORE, Manager, Business Services, indicated that the applicant met the requirements to be considered for a temporary approval. He recommended approval.

Through MS. BENAVIDEZ, COUNCILMAN REESE confirmed that MR. BARRAZA concurred and understood the conditions.

There was no further discussion.

(10:48 – 10:50)

2-414

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding a new Beer/Wine/Cooler On-sale License subject to the provisions of the planning codes and Health Dept. regulations, Las Vegas El Triunfo Restaurants Co., Inc., dba El Triunfo Restaurants II, 2371 East Bonanza Road, Oscar A. Erazo, Dir, Pres, Secy, Treas, 100% (**NOTE: Item to be heard in the afternoon session in conjunction with Item #116 - SUP-2595**) - Ward 3 (Reese) (NOTE: The correct location is Ward 5 [Weekly])

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding a new Beer/Wine/Cooler On-sale License

RECOMMENDATION:

Recommend approval subject to the provisions of the planning codes and Health Dept. regulations

BACKUP DOCUMENTATION:

None

MOTION:

WEEKLY - APPROVED subject to conditions - Motion carried with MACK and MONCRIEF not voting and L.B. McDONALD excused

NOTE: COUNCILMAN REESE disclosed that this restaurant is located approximately three doors east of his barbershop, a location he has occupied for 40 years. However, this application will in no way benefit his business; so, he will vote on this item.

MINUTES:

MARIA CALVANO, 726 South Casino Center Boulevard, Suite 207, appeared on behalf of the applicant and with OSCAR ERAZA, the owner of El Triunfo Restaurant.

See related Item 116 [SUP-2595] for all discussion.

(3:27 - 3:30)

4-1976

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action to approve the revised Qualification Plan for City of Las Vegas Contractor Qualification Process - Department of Finance and Business Services - All Wards

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Finance and Business Services☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Council approved the revised Contractor Qualification Application for the City's Contractor Qualification Process at the August 20, 2003 City Council meeting. Council did, however, request that additional components be added to the revised Contractor Qualification Plan prior to approval. The revised Contractor Qualification Plan includes a Policy Statement and Qualification Procedures which address the components that Council requested and are attached as part of this submittal.

RECOMMENDATION:

That the City Council approve the revised Contractor Qualification Plan Policy Statement and Procedures.

BACKUP DOCUMENTATION:

1. Contractor Qualification Plan Policy Statement
2. Contractor Qualification Plan Procedures

MOTION:

REESE – Motion to bring forward and STRIKE Items 7 and 73 – UNANIMOUS with L.B. McDONALD excused

MINUTES:

There was no discussion.

(9:34)

1-913

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING AND DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding a list of projects for nomination for funding from the Special Account established through the sale of Bureau of Land Management (BLM) lands in accordance with the Southern Nevada Public Lands Management Act - All Wards

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The purpose of this item is to identify parks, trails, and open space projects that will be submitted to the BLM for consideration for possible funding through the Special Account established as a result of the Southern Nevada Public Lands Management Act.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Agenda Memo

MOTION:**BROWN – APPROVED as recommended – UNANIMOUS with L.B. McDONALD excused**

NOTE: COUNCILMAN MACK disclosed that one of the proposed projects is in proximity of a SuperPawn shop with which he is affiliated and which is owned by his brother STEVEN MACK. Since his brother has not mentioned the project to him, he would be voting on this matter.

MINUTES:

TOM PERRIGO, Planning and Development, indicated that this year's list of projects for nomination was developed with input from a number of City departments and totals 11 projects worth \$155 million. The primary objectives are 1) to continue developing and complete the regional trails system, 2) to develop park and trail projects in mature areas of town that are experiencing growth, and 3) to complete regional parks projects in developing areas. After today's Council action, the list will be forwarded to the Southern Nevada Regional Planning Coalition and then forwarded to a series of BLM subcommittees to prioritize the list and determine which projects will be eligible for funding. The final list will ultimately be forwarded to the Secretary of the Department of Interior. He recommended approval.

CITY COUNCIL MEETING O SEPTEMBER 17, 2003

Planning and Development

Item 74 – Discussion and possible action regarding a list of projects for nomination for funding from the Special Account established through the sale of Bureau of Land Management (BLM) lands in accordance with the Southern Nevada Public Lands Management Act

MINUTES – Continued:

NOTE: COUNCILMAN REESE directed CITY MANAGER SELBY send a letter to the BLM office indicating support of the Clark County shooting range project, as it has the potential to significantly reduce illegal shooting throughout the Valley.

There was no further discussion.

(10:52 – 10:55)

2-550

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on the construction of soundwalls along US 95 between I-15 and Charleston Boulevard - Wards 3 and 5 (Reese and Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

US 95 between I-15 and Charleston Boulevard was built in the 1980's without soundwalls. In response to public complaints, soundwalls were constructed in the 1990's by NDOT.

The existing soundwalls are inadequate and much of this segment of US 95 does not have soundwalls. Councilman Gary Reese's office has received numerous requests for soundwalls and he has met with NDOT on numerous occasions to discuss this issue. Consequently, Public Works has been working with NDOT to replace the inadequate soundwalls and to construct soundwalls where none exist. NDOT's preliminary findings have indicated that higher soundwalls can be constructed on the viaduct structure.

RECOMMENDATION:

Direct staff to negotiate a cooperative agreement with NDOT for the construction of soundwalls.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED as recommended – UNANIMOUS with L.B. McDONALD excused

MINUTES:

RICHARD GOECKE, Director, Public Works, requested approval to negotiate a contract with the Nevada Department of Transportation (NDOT) for the replacement of the inadequate sound walls and construction of sound walls where they do not exist.

COUNCILMAN WEEKLY said he appreciates COUNCILMAN REESE'S efforts in this matter, for it will be a great help to Ward 5 residents along the eastern boundary. He also thanked NDOT for responding to the residents.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Public Works

Item 75 – Discussion and possible action on the construction of sound walls along US 95 between I-15 and Charleston Boulevard

MINUTES – Continued:

AL GALLEGGO, citizen of Las Vegas, was grateful that this is finally being done. It might help to reduce the noise from the Fremont Street Experience.

TOM McGOWAN, Las Vegas resident, asked if there is technology available to greatly reduce the decibel level. MR. GOECKE said that it does exist and there is also technology to totally eliminate the noise, but that technology is not going to be used on the freeway system. The desire is to significantly reduce the noise. MR. McGOWAN suggested including the specifications so that people are clear on this project.

TODD FARLOW, 240 N. 19th Street, indicated that the sound wall along Bruce Street does not work very well because that area is elevated. NDOT should have installed a silent surface. He is not sure this project will make a huge difference.

COUNCILMAN REESE explained that the construction of US-95 was rushed, and probably nobody thought about the noise or vibrations that would occur. Many people fought very hard to get the existing sound walls in place; however, they were told by NDOT that the sound walls were experimental. The walls that were erected in Reno were more effective because they did not have the density of residents in proximity of the freeway that Las Vegas has. He thanked NDOT and staff for their help, as well as the residents for their letters and patience. He noted that this project will cost about \$35 million, with the City's portion being paid for with its share of Regional Transportation Commission dollars.

There was no further discussion.

(10:55 – 11:04)

2-668

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: ADMINISTRATIVE SERVICES**DIRECTOR: CHRISTOPHER KNIGHT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

BOARDS AND COMMISSIONS:

Discussion and possible action to appoint an alternate member to serve on the Nellis Civilian Military Council Executive Board

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The purpose of the Civilian Military Council is to maintain a strong, fruitful and continuous working partnership between the military presence in the State of Nevada and the civilian communities. The Executive Board is comprised of the local mayors (Las Vegas, North Las Vegas, Henderson, and Boulder City), the chairman of the Clark County Board of Commissioners, Nellis AFB Commanders (57th Wing, 99th Air Base Wing, and 98th Range Wing), and the Commander of the Nellis Support Team or their designee. Currently, the Mayor serves on the Executive Board and an alternate Council member is needed to represent the City in the Mayor's absence.

RECOMMENDATION:

Appoint a member of Council as an alternate member for this board.

BACKUP DOCUMENTATION:

None

MOTION:

GOODMAN – Motion to appoint COUNCILMAN BROWN as an alternate member – UNANIMOUS with L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN indicated that he thought it best to have an alternate on this board because he is involved with the Colorado River Commission. COUNCILMEN BROWN and MACK expressed interest in serving, but, even though COUNCILMAN BROWN is being appointed, he can still nominate COUNCILMAN MACK. COUNCILMAN MACK said he would be honored to serve.

There was no further discussion.

(11:04 – 11:05)

2-954

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: BUSINESS DEVELOPMENT**DIRECTOR: IAIN VASEY (ACTING)**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Discussion and possible action regarding a First Amended and Restated Disposition and Development Agreement with CenterStaging Las Vegas I, LLC and CenterStaging Las Vegas II, LLC to provide additional land for surface parking and a second phase development, West of Martin Luther King Boulevard, South of Mount Mariah Drive (APNs 139-21-313-007 & -008) - Ward 5 (Weekly)

Fiscal Impact☐**No Impact****Amount:** \$450,000 - Gain☒**Budget Funds Available****Dept./Division:** Bus. Dev./Economic Development☐**Augmentation Required****Funding Source:** Gain in Industrial Dev. Revenue**PURPOSE/BACKGROUND:**

On June 18, 2003, the City approved a Disposition and Development Agreement with CenterStaging Las Vegas I and II for the development of a soundstage and corporate office space on a 4.9-acre parcel. Because CenterStaging has increased the project's initial square footage to 124,610 square feet and is in need of additional land for a second phase soundstage, CenterStaging has requested an amendment for the City to provide an additional 1.012-acre parcel for surface parking, and an additional 3.157-acre parcel for the second soundstage.

RECOMMENDATION:

The 9/15/2003 Real Estate Committee and staff recommend approval.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Site Map
3. First Amended and Restated Disposition and Development Agreement with CenterStaging Las Vegas I, LLC and CenterStaging Las Vegas II, LLC
4. Disclosure of Principals

Submitted at the meeting: copy of written comments of Tom McGowan

Submitted after the meeting: hard copy of PowerPoint

MOTION:

WEEKLY – APPROVED as recommended – UNANIMOUS with GOODMAN abstaining because his son, ROSS GOODMAN, is the attorney for the applicant, MACK abstaining because ROSS GOODMAN is a partner in a venture, and L.B. McDONALD excused

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003

Real Estate

Item 77 - Discussion and possible action regarding a First Amended and Restated Disposition and Development Agreement with CenterStaging Las Vegas I, LLC and CenterStaging Las Vegas II, LLC to provide additional land for surface parking and a second phase development, West of Martin Luther King Boulevard, South of Mount Mariah Drive (APNs 139-21-313-007 & -008)

MINUTES:

CITY ATTORNEY JERBIC advised that with the two abstentions and one excused member, NRS requires a unanimous vote on this matter.

IAIN VASEY, Acting Director, Office of Business Development, reviewed the information contained under the Purpose/Background heading on the previous page. He referred to a map depicting the original site and explained where the parking garage will be situated. Upon completion of Phase I, another 50,000 square-foot soundstage will be built. The developer is requesting to purchase the property for the second phase at a price of \$450,000, at the time of closing on Phase I. The second phase will bring about 40 additional jobs. The City will retain quitclaim deeds, deeds of trust, and a promissory note to make sure that the developer performs on their obligations. If they do not deliver, the City can take the site back. The economic impact statement shows a positive economic impact in excess of \$5.5 million to the City and over \$28 million a year on the local economy.

ATTORNEY ROSS GOODMAN, representing CenterStaging, and JOHNNY CASWELL, principal for CenterStaging, were present.

TOM McGOWAN, Las Vegas resident, recommended approval and submitted his written comments, which are made a part of the minutes, with questions regarding CenterStaging's capability to provide the full range of technical support.

TODD FARLOW, 240 N. 19th Street, approved of the architecture on this project.

BEATRICE TURNER, West Las Vegas resident, indicated that she is going to closely monitor this project. She hopes that residents from the surrounding community will be employed. COUNCILMAN REESE responded that the applicant has agreed to employ from the West Las Vegas community. ATTORNEY GOODMAN said that the viability of this project is based on the support of the community.

COUNCILMAN WEEKLY remarked that he is very impressed with this organization, but he and the entire community will be watching closely to ensure that everything is done right and above board.

There was no further discussion.

(11:05 – 11:14)

2-1012

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-68 – Annexation No. ANX-1844 – Property location: On the west side of Jones Boulevard, 790 feet north of Cheyenne Avenue; Petitioned by: Joseph and J. M. Provenzano; Acreage: 1.14 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the west side of Jones Boulevard, 790 feet north of Cheyenne Avenue. The annexation is at the request of the property owners. The annexation process has now been completed in accordance with the NRS and the final date of annexation (September 26, 2003) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 9/17/2003 City Council meeting pursuant to the 9/2/2003 Recommending Committee.

First Reading – 8/20/2003; First Publication – 9/5/2003

BACKUP DOCUMENTATION:

Bill No. 2003-68 and Location Map

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5624 – UNANIMOUS with L.B. McDONALD excused

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:14 – 11:15)

2-1333

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-69 – Annexation No. A-0022-01(A) – Property location: On the north side of Vegas Drive, approximately 735 feet east of Michael Way; Petitioned by: Angel Medina, et al.; Acreage: 0.69 acres; Zoned: C-P and R-D (County zoning), O and R-D (City equivalents). Sponsored by: Councilman Lawrence Weekly

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the north side of Vegas Drive, approximately 735 feet east of Michael Way. The annexation is at the request of the predecessors-in-interest of the current property owners, in consideration of connection to City sewer facilities. The annexation process has now been completed in accordance with the NRS and the final date of annexation (October 10, 2003) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 10/1/2003 City Council meeting pursuant to the 9/15/2003 Recommending Committee.

First Reading – 9/3/2003; First Publication – 9/19/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

10/1/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-70 – Annexation No. ANX-2424 – Property location: On the northwest corner of El Campo Grande Avenue and Rebecca Road; Petitioned by: J. L. Pennington; Acreage: 5.38 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the northwest corner of El Campo Grande Avenue and Rebecca Road. The annexation is at the request of one of the property owners. The annexation process has now been completed in accordance with the NRS and the final date of annexation (September 26, 2002) is set by this ordinance.

NOTE: A portion of the property is developed with stables.

RECOMMENDATION:

ADOPTION at 10/1/2003 City Council meeting pursuant to the 9/15/2003 Recommending Committee.

First Reading – 9/3/2003; First Publication – 9/19/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

10/1/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-71 – Annexation No. ANX-2556 – Property location: On the east side of Smith Street, approximately 650 feet south of Lake Mead Boulevard; Petitioned by: Jerry and Bridgett Scott; Acreage: 0.50 acres; Zoned: R-E (County zoning), U (R) (City equivalent). Sponsored by: Councilman Lawrence Weekly

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the east side of Smith Street, approximately 650 feet south of Lake Mead Boulevard. The annexation is at the request of the property owners. The annexation process has now been completed in accordance with the NRS and the final date of annexation (September 26, 2002) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 10/1/2003 City Council meeting pursuant to the 9/15/2003 Recommending Committee.

First Reading – 9/3/2003; First Publication – 9/19/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

10/1/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-72 – Redesignates the term “halfway house, criminal” as “halfway house” for zoning purposes. Sponsored by: Councilman Lawrence Weekly

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill will redesignate the term “halfway house, criminal” as “halfway house” for zoning purposes. The zoning requirements and limitations for the use will remain the same.

RECOMMENDATION:

ADOPTION at 10/1/2003 City Council meeting pursuant to the 9/15/2003 Recommending Committee.

First Reading – 9/3/2003; First Publication – 9/19/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

10/1/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-73 – Levies Assessment for Special Improvement District No. 1479 – Mayfair Area. Sponsored by: Step Requirement

Fiscal Impact

☐

No Impact

Amount: \$70,328.08

☐

Budget Funds Available

Dept./Division: Public Works/SID

☒

Augmentation Required

Funding Source: Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

Construction and installation of streetlights. The District is located in the Mayfair subdivision bounded by 15th Street on the west, Fremont Street on the north, Bruce Street on the east, and Charleston Boulevard on the south.

RECOMMENDATION:

ADOPTION at 10/1/2003 City Council meeting pursuant to the 9/15/2003 Recommending Committee.

First Reading – 9/3/2003; First Publication – 9/19/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

10/1/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-74 – Ordinance Creating Special Improvement District No. 1502 - Grand Montecito Parkway (Centennial Parkway to Elkhorn Road) Sponsored by: Step Requirement

Fiscal Impact

☐

No Impact

Amount: \$6,946,446.37

☐

Budget Funds Available

Dept./Division: Public Works/SID

☒

Augmentation Required

Funding Source: Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

Grand Montecito Parkway is part of the Town Center loop road system and is funded 100% by the Special Improvement District. The project will include installation of full width pavement, median islands, storm drain facilities, curb and gutter, streetlights, commercial driveways, fire hydrants, sewer mains and laterals, and water mains and laterals. The SID will be paid over a 20-year period. The basis of assessment is frontage. Construction is expected to begin in late 2003.

RECOMMENDATION:

ADOPTION at 10/1/2003 City Council meeting pursuant to the 9/15/2003 Recommending Committee.

First Reading – 9/3/2003; First Publication – 9/19/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

10/1/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-75 – Includes time-share projects, hotels, motels, bed and breakfast establishments, lodging houses, apartment hotels, apartment houses, recreational vehicle parks and campground establishments within the transient lodging room rent tax provisions and licensing requirements. Proposed by: Mark Vincent, Director of Finance and Business Services

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

In support of the City's implementation of transient lodging room rent taxes required or permitted to be imposed by State law, this bill defines the term "transient lodging" consistently with State law and states with greater specificity those items of revenue included as part of room rent.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing, and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2003-75

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEMBERS WEEKLY and MONCRIEF

9/29/2003 Recommending Committee

10/1/2003 Council Agenda

(11:15 – 11:16)

2-1372

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NEW BILL:

Bill No. 2003-76 – Ordinance Creating Special Improvement District No. 1501 – Downtown Street Rehabilitation Phase III Sponsored by: Step Requirement

Fiscal Impact☐**No Impact****Amount:** \$88,986.25☐**Budget Funds Available****Dept./Division:** Public Works/SID☒**Augmentation Required****Funding Source:** Capital Projects Fund/Special Assessments**PURPOSE/BACKGROUND:**

The work is being performed in conjunction with a street rehabilitation project which will include construction and installation of asphalt paving, curb and gutter, sewer main, and streetlights. The District boundaries are Fremont Street on the north, 15th Street on the east, Charleston Boulevard on the south and 13th Street on the west. The District will fund the cost of new streetlights only. Funding for the other project improvements will be provided by Street Rehabilitation and Sanitation.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2003-76

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEMBERS WEEKLY and MONCRIEF

9/29/2003 Recommending Committee

10/1/2003 Council Agenda

(11:15 – 11:16)

2-1372

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NEW BILL:

Bill No. 2003-77 – Amends child care facility and personnel licensing provisions, and increases the membership of the City Child Care Licensing Board. Proposed by: Mark Vincent, Director of Finance and Business Services

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This bill provides that the Child Care Licensing Board (Board) shall have the same number of members as the City Council, with each member of the City Council to appoint one member to the Board subject to Council approval. Final approval authority of child care facility licensees and directors will vest with the Board, with the right of appeal to the City Council being granted to current and prospective licensees. Emergency authority to suspend the licenses of child care facility licensees and approvals of directors will be vested with the Department of Finance and Business Services. Increases in the licensing fees for child care facilities are also being proposed.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing, and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2003-77

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEMBERS WEEKLY and MONCRIEF

9/29/2003 Recommending Committee

10/1/2003 Council Agenda

(11:15 – 11:16)

2-1372

THE MEETING RECESSED AT 11:16 A.M., RECONVENED AT 11:26 A.M. TO CONSIDER GOING INTO CLOSED SESSION, AND RECESSED AGAIN AT 11:26 A.M.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: HUMAN RESOURCES

DIRECTOR: F. CLAUDETTE ENUS

☐

CONSENT

☒

DISCUSSION

SUBJECT:

CLOSED SESSION - To Be Held at Conclusion of Morning Session:

Upon a duly carried Motion, a closed meeting is called in accordance with NRS 288.220 to discuss negotiation of the Las Vegas Peace Officers Association (LVPOA) and Las Vegas Police Protective Association (LVPPA) contracts

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

To discuss negotiations on the LVPOA and LVPPA contract.

RECOMMENDATION:

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED to go into Closed Session in accordance with NRS 288.220 – UNANIMOUS with L.B. McDONALD excused

MINUTES:

There was no discussion.

(11:26)

2-1816

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

Any items from the afternoon session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

MOTION:

REESE – Motion to HOLD IN ABEYANCE Item 89 [EOT-2622], Item 90 [EOT-2623] and Item 117 to 10/1/2003. and Item 114 [VAR-2538] and Item 115 [SUP-2537] to 10/15/2003; WITHDRAW WITH PREJUDICE Item 95 [ROC-2649]; and STRIKE Item 100 [SDR-2604] – UNANIMOUS with L.B. McDONALD excused

MINUTES:

COUNCILWOMAN MONCRIEF requested that Item 117 [SUP-2655] be held in abeyance for two weeks due to citizen concerns.

COUNCILMAN BROWN requested that Item 89 [EOT-2622] and Item 90 [EOT-2623] be held in abeyance for two weeks so that he could meet with residents.

MAYOR GOODMAN announced he was in Hollywood yesterday to attend the premier of the new television series “Las Vegas” starring JAMES CAAN for the purpose of promoting the Las Vegas Convention and Visitors Authority. While there, he participated in a Hold ‘Em poker game as a dealer; some of the players were JAMES CAAN, MOLLY SIMS, and NICKY COX, President of NBC. Also playing was a young woman by the name of JUDY LaPENNA who won the game. As a result of winning the game, MS. LaPENNA was given the opportunity to donate \$50,000 to the charity of her choice; and, she chose the Boys’ and Girls’ Club of Las Vegas. MAYOR GOODMAN indicated MS. LaPENNA was in the audience with her husband and introduced her.

MS. LaPENNA stated that Las Vegas was a very special city and was close to her heart in that she and her husband had eloped here. She explained she had chosen the Boys’ and Girls’ Club of Las Vegas to receive the \$50,000 because of her 14-month old son and the fact that there is nothing more precious than the happiness of children. MAYOR GOODMAN thanked MS. LaPENNA.

(1:03 – 1:12)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING AND DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

PLANNING & DEVELOPMENT DEPARTMENT PM SESSION INDEX:

CONSENT AGENDA

- EXTENSION OF TIME - REZONING
89 EOT-2622 - The Springs on behalf of Southern California Presbyterian Homes
- EXTENSION OF TIME RELATED TO EOT-2622 - SITE DEVELOPMENT PLAN REVIEW
90 EOT-2623 - The Springs on behalf of Southern California Presbyterian Homes
- EXTENSION OF TIME - REZONING
91 EOT-2653 - R/S Development on behalf of Westview, Limited Liability Company
- EXTENSION OF TIME RELATED TO EOT-2653 - SITE DEVELOPMENT PLAN REVIEW
92 EOT-2652 - R/S Development on behalf of Westview, Limited Liability Company

DISCUSSION/ACTION ITEMS

- REINSTATEMENT AND EXTENSION OF TIME - SPECIAL USE PERMIT
93 EOT-2618 - City of Las Vegas Redevelopment Agency
- REINSTATEMENT AND EXTENSION OF TIME RELATED TO EOT-2618 - SITE DEVELOPMENT PLAN REVIEW
94 EOT-2621 - City of Las Vegas Redevelopment Agency
- REVIEW OF CONDITION - PUBLIC HEARING
95 ABEYANCE ITEM - ROC-2649 - Sunridge Apartments, Limited Liability Company
96 ROC-2873 - Westbay, Limited Liability Company
97 ROC-2951 - Golden Rule, Inc.
98 ROC-2963 - Sierra Fondue, Limited Liability Company on behalf of Boca Park Parcels, Limited Liability Company
- SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING
99 ABEYANCE ITEM - SDR-2489 - Joseph Procida on behalf of Group Management, Inc. a Hawaii Corporation, Trustee
100 ABEYANCE ITEM - SDR-2604 - City of Las Vegas
101 SDR-2475 - Warmington Homes Nevada on behalf of Nhu Thi Tran
102 SDR-2477 - Mehrdad Mostafaeipour

City of Las Vegas

PLANNING & DEVELOPMENT - Page Two

INDEX

City Council Meeting of September 17, 2003

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING

- 103 **SDR-2612** - Great American Capital on behalf of Hualapai Holdings, Limited Liability Company
- 104 **SDR-2660** - Cherng Family Trust on behalf of Rebel Oil Company, Inc.

MAJOR MODIFICATION TO THE LONE MOUNTAIN WEST PLAN - PUBLIC HEARING

- 105 **MOD-2579** - Astoria Homes on behalf of Astoria Lone Mountain 30, Limited Liability Company

MASTER SIGN PLAN - PUBLIC HEARING

- 106 **MSP-2519** - YWS Architects on behalf of Silver State Ford
- 107 **MSP-2619** - Sea Breeze Entertainment Group, Limited Liability Company on behalf of Sea Breeze Steiner's, Limited Liability Company, et al

VACATION - PUBLIC HEARING

- 108 **VAC-2593** - Coleman Toll, Limited Partnership
- 109 **VAC-2611** - D. R. Horton, Inc.
- 110 **VAC-2616** - Centex Homes

VARIANCE - PUBLIC HEARING

- 111 **VAR-2665** - Southwest Homes on behalf of Warmington Homes Nevada

SPECIAL USE PERMIT RELATED TO VAR-2665 - PUBLIC HEARING

- 112 **SUP-2666** - Southwest Homes on behalf of Warmington Homes Nevada

SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-2665 AND SUP-2666 - PUBLIC HEARING

- 113 **SDR-2663** - Southwest Homes on behalf of Warmington Homes Nevada

VARIANCE - PUBLIC HEARING

- 114 **ABEYANCE ITEM - VAR-2538** - Show Media on behalf of Valley Bank Corporation

SPECIAL USE PERMIT RELATED TO VAR-2538 - PUBLIC HEARING

- 115 **ABEYANCE ITEM - SUP-2537** - Show Media on behalf of Valley Bank Corporation

SPECIAL USE PERMIT - PUBLIC HEARING

- 116 **SUP-2595** - Las Vegas El Trifuno Restaurant Company, Inc. on behalf of Valvegas Bonanza Development Company, Limited Liability Company
- 117 **SUP-2655** - Cashback Payday Loans on behalf of Sahara Pavilion North U.S., Inc.

City of Las Vegas

PLANNING & DEVELOPMENT - Page Three

INDEX

City Council Meeting of September 17, 2003

SPECIAL USE PERMIT - PUBLIC HEARING

- 118 **SUP-2656** - Hector Daniel Hiraes on behalf of 1997 Aner Iglesias Family Trust, et al
- 119 **SUP-2658** - Continental Currency Services, Inc., D/B/A Cashland on behalf of Lake Mead and Decatur, a California General Partnership
- 120 **SUP-2659** - Money Tree, Inc. on behalf of Centennial Centre, Limited Liability Company
- 121 **SUP-2661** - A T & T Wireless Services, Cellular Division on behalf of Roger Anderson

REZONING - PUBLIC HEARING

- 122 **ZON-2641** - Rebuilding Together with Christmas in April Southern Nevada

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-2641 - PUBLIC HEARING

- 123 **SDR-2642** - Rebuilding Together with Christmas in April Southern Nevada

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☒

CONSENT

☐

DISCUSSION

SUBJECT:

EXTENSION OF TIME - REZONING - EOT-2622 - THE SPRINGS ON BEHALF OF SOUTHERN CALIFORNIA PRESBYTERIAN HOMES - Request for an Extension of Time on an approved Rezoning (Z-0028-01) FROM: U (Undeveloped) [PCD (Planned Community Development) General Plan Designation] TO: PD (Planned Development) on 9.14 acres adjacent to the north side of the Gilmore Avenue alignment, west of the Western Beltway alignment (APN:137-12-101-012, 013 and 015), Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – Motion to HOLD IN ABEYANCE Item 89 [EOT-2622], Item 90 [EOT-2623] and Item 117 to 10/1/2003. and Item 114 [VAR-2538] and Item 115 [SUP-2537] to 10/15/2003; WITHDRAW WITH PREJUDICE Item 95 [ROC-2649]; and STRIKE Item 100 [SDR-2604] – UNANIMOUS with L.B. McDONALD excused

MINUTES:

COUNCILMAN BROWN requested that Item 89 [EOT-2622] and Item 90 [EOT-2623] be held in abeyance for two weeks so that he could meet with residents.

There was no further discussion.

(1:03 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☒

CONSENT

☐

DISCUSSION

SUBJECT:

EXTENSION OF TIME RELATED TO EOT-2622 - SITE DEVELOPMENT PLAN REVIEW - EOT-2623 - THE SPRINGS ON BEHALF OF SOUTHERN CALIFORNIA PRESBYTERIAN HOMES - Request for an Extension of Time on an approved Site Development Plan Review [Z-0028-01(1)] FOR A PROPOSED 340-UNIT SENIOR LIVING FACILITY on approximately 30 acres adjacent to the north side of the Gilmore Avenue alignment, west of the Western Beltway alignment (APN: 137-12-101-004, 005, 006, 010, 012, 013 and 015), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development) Zone, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – Motion to HOLD IN ABEYANCE Item 89 [EOT-2622], Item 90 [EOT-2623] and Item 117 to 10/1/2003. and Item 114 [VAR-2538] and Item 115 [SUP-2537] to 10/15/2003; WITHDRAW WITH PREJUDICE Item 95 [ROC-2649]; and STRIKE Item 100 [SDR-2604] – UNANIMOUS with L.B. McDONALD excused

MINUTES:

COUNCILMAN BROWN requested that Item 89 [EOT-2622] and Item 90 [EOT-2623] be held in abeyance for two weeks so that he could meet with residents.

There was no further discussion.

(1:03 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☒

CONSENT

☐

DISCUSSION

SUBJECT:

EXTENSION OF TIME - REZONING - EOT-2653 - R/S DEVELOPMENT ON BEHALF OF WESTVIEW, LIMITED LIABILITY COMPANY - Request for an Extension of Time on an approved Rezoning (Z-0058-01) FROM: U (Undeveloped) Zone [R (Rural Density Residential) and L (Low Density Residential) General Plan Designations] TO: R-PD3 (Residential Planned Development - 3 Units per Acre) and R-PD5 (Residential Planned Development - 5 Units per Acre) on 20.21 acres adjacent to the southwest corner of Wittig Avenue and the Tee Pee Lane alignment (APN: 125-19-501-011 through 014 and 125-19-601-002 and 003), Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – APPROVED Item 91 [EOT-2653] and Item 92 [EOT-2652] subject to conditions – UNANIMOUS with L.B. McDONALD excused

MINUTES:

The applicant was not present.

There was no discussion.

(1:12 – 1:13)

3-295

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on October 3, 2005 unless another Extension of Time is approved by the City Council.
2. Conformance to the conditions of approval for Rezoning (Z-0058-01) and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☒

CONSENT

☐

DISCUSSION

SUBJECT:

EXTENSION OF TIME RELATED TO EOT-2653 - SITE DEVELOPMENT PLAN REVIEW - EOT-2652 - R/S DEVELOPMENT ON BEHALF OF WESTVIEW, LIMITED LIABILITY COMPANY - Request for an Extension of Time on an approved Site Development Plan Review [Z-0058-01(1)] FOR A PROPOSED 100-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 20.21 acres adjacent to the southwest corner of Wittig Avenue and the Tee Pee Lane alignment (APN: 125-19-501-011 through 014 and 125-19-601-002 and 003), U (Undeveloped) Zone [R (Rural Density Residential) and L (Low Density Residential) General Plan Designations] under Resolution of Intent to R-PD3 (Residential Planned Development - 3 Units per Acre) and R-PD5 (Residential Planned Development - 5 Units per Acre), Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – APPROVED Item 91 [EOT-2653] and Item 92 [EOT-2652] subject to conditions – UNANIMOUS with L.B. McDONALD excused

MINUTES:

The applicant was not present.

There was no discussion.

(1:12 – 1:13)
3-295

CONDITIONS:

Planning and Development

1. This Extension of Time shall expire October 3, 2005 unless it is exercised or an Extension of Time is granted by the City Council.
2. Conformance to all applicable conditions of approval for Site Development Plan Review [Z-0058-01(1)] and all other subsequent site-related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

REINSTATEMENT AND EXTENSION OF TIME - SPECIAL USE PERMIT - **EOT-2618 - CITY OF LAS VEGAS REDEVELOPMENT AGENCY** - Request for a Reinstatement and an Extension of Time for an approved Special Use Permit (U-0133-00) which allowed a 51-UNIT MULTI-FAMILY RESIDENTIAL DEVELOPMENT WITH 3,260 SQUARE FEET OF RETAIL SPACE to be located on the southeast corner of Las Vegas Boulevard and Gass Avenue (APN: 139-34-401-006, C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions – UNANIMOUS with L.B. McDONALD excused

MINUTES:

AL GALLEG0, citizen of Las Vegas asked if the City was \$50,000 richer inasmuch as the developer previously promised the City would be paid \$50,000 if the project was not ready to begin. MAYOR GOODMAN responded that the amount discussed was \$100,000 and that he had met with the developer. He advised that the developer was experiencing financing problems. However, if the project moved forward at this point the developer would be required to pay the City \$150,000.

TODD FARLOW, 240 North 19th Street, indicated he would like to see the project proceed even if the City had to provide some assistance.

No one appeared in opposition.

There was no further discussion.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 93 – EOT-2618

MINUTES – Continued:

NOTE: All discussion relating to Item 93 [EOT-2618] and Item 94 [EOT-2621] was held under Item 93 [EOT-2618]

(1:13 – 1:15)

3-302

CONDITIONS:

1. This Extension of Time shall expire on November 1, 2004 unless another Extension of Time is approved by the City Council.
2. Conformance to the conditions of approval for Special Use Permit U-0133-00 and all site-related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REINSTATEMENT AND EXTENSION OF TIME RELATED TO EOT-2618 - SITE DEVELOPMENT PLAN REVIEW - **EOT-2621 - CITY OF LAS VEGAS REDEVELOPMENT AGENCY** - Request for a Reinstatement and an Extension of Time for an approved Site Development Plan Review (SD-0049-00) for a proposed 51-unit Multi-Family Residential Development with 3,260 square feet of retail space, on 0.70 acres located on the southeast corner of Las Vegas Boulevard and Gass Avenue (APN: 13-34-401-006), C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****0****City Council Meeting****1****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****0****RECOMMENDATION:**

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions – UNANIMOUS with L.B. McDONALD excused

MINUTES:

No one appeared in opposition.

There was no discussion.

NOTE: All discussion relating to Item 93 [EOT-2618] and Item 94 [EOT-2621] was held under Item 93 [EOT-2618].

(1:13 – 1:15)

3-302

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 94 – EOT-2621

CONDITIONS:

1. This Extension of Time shall expire on November 1, 2004 unless another Extension of Time is approved by the City Council.
2. Conformance to the conditions of approval for Site Development Plan Review SD-0049-00 and all site-related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

ABEYANCE ITEM - REVIEW OF CONDITION - PUBLIC HEARING - **ROC-2649** - **SUNRIDGE APARTMENTS LIMITED LIABILITY COMPANY** - Request for a Review of Condition No. 8 of an approved Site Development Plan Review [Z-0110-97(1)], which required a five-foot wide offsite pedestrian access route to be constructed in conjunction with development of a 140-unit apartment development on 9.35 acres adjacent to the south side of the Northern Beltway, approximately 600 feet west of Decatur Boulevard (APN: 125-25-501-010), R-E (Residence Estates) Zone under Resolution of Intent to R-PD15 (Residential Planned Development - 15 Units Per Acre), Ward 6 (Mack). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Letter requesting withdrawal from Red Rock Engineering & Surveying, Inc.

MOTION:

REESE – Motion to HOLD IN ABEYANCE Item 89 [EOT-2622], Item 90 [EOT-2623] and Item 117 to 10/1/2003. and Item 114 [VAR-2538] and Item 115 [SUP-2537] to 10/15/2003; WITHDRAW WITH PREJUDICE Item 95 [ROC-2649]; and STRIKE Item 100 [SDR-2604] – UNANIMOUS with L.B. McDONALD excused

MINUTES:

There was no discussion.

(1:03 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REVIEW OF CONDITION - PUBLIC HEARING - **ROC-2873 - WESTBAY, LIMITED LIABILITY COMPANY** - Request for a Review of Condition No. 13 of an approved Rezoning (Z-0166-94) to remove the language "No vehicular or pedestrian access shall be permitted to Campbell Drive" (APN: 139-32-405-008, 009, 011, 012, 017, 018 and 026), R-A (Ranch Acres) Zone under Resolution of Intent to R-E (Residence Estates), R-A (Ranch Acres) Zone under Resolution of Intent to P-R (Professional Office and Parking) and C-D (Designed Commercial) Zone under Resolution of Intent to C-D (Designed Commercial), Ward 1 (Moncrief). Staff recommends DENIAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****0****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****0****RECOMMENDATION:**

Staff recommends DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Copy of application and letter from applicant's attorney, Cotkin, Collins & Ginsburg, with exhibits
5. Protest letters from Steven and Jennifer Avena
6. Submitted after final agenda – 13 protest letters
7. Submitted at City Council – Protest letter from Robert Hooper and Theresa Holmes
8. Submitted at City Council – Protest letter from Robert and Patricia Guthrie
9. Submitted at City Council – Exhibits in support of application submitted by Attorney Jeffrey Albregts
10. Submitted at City Council – Verbatim transcript of City Council Minutes, Item 116, June 21, 1995, and copy of NRS 278.0233, paragraph 2, subparagraph (e), submitted by Attorney Paul Larsen

MOTION:**MONCRIEF – DENIED – UNANIMOUS with L.B. McDONALD excused****MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 96 – ROC-2873

MINUTES – Continued:

NOTE: A Verbatim Transcript of Item 96 [ROC-2873] was made a part of the Final Minutes.

APPEARANCES:

ATTORNEY JEFFREY ALBREGTS, Cotkin Collins & Ginsburg
IAIN FINLAYSON, Owner, Westbay, LLC
ROBERT GENZER, Director, Planning and Development Department
MARGO WHEELER, Deputy Director, Planning and Development Department
BART ANDERSON, Public Works Department
DETECTIVE GORDON MARTINEZ, Las Vegas Metropolitan Police Department
ATTORNEY PAUL LARSEN, 300 South 4th Street
ATTORNEY PAUL HEJMANOWSKI, 300 South 4th Street
GEORGE CROMER, 839 Kenny Way
MICHAEL KIRCH, 826 Kenny Way
CHUCK SANTELMAN, 2550 Palomino Lane
VIVIAN GOMEZ, 813 Campbell Drive
DR. ARNALDO GOMEZ, 813 Campbell Drive
ROBERT RUBIN, 711 Campbell Drive
BOB APPLE, 1405 Strong Drive
JOHN THORNDAL, 3013 Burton Avenue
JOHN JACKSON, 3011 Pinto Lane
RICK HOWE, 827 Kenny Way
DIANNA CHRISTENSEN, 3025 Palomino Lane
MIKE TAMIAZZO, 3325 Hastings Avenue

MAYOR GOODMAN declared the Public Hearing closed.

(1:15 – 2:21)

3-393

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

REVIEW OF CONDITION - PUBLIC HEARING - **ROC-2951 - GOLDEN RULE, INC.** - Request for a Review of Condition #2 of Z-0092-01(1) which required the removal of the nursery storage area from the property within one year of City Council approval at 832 North Eastern Avenue (APN: 139-25-301-001), R-3 (Medium Density Residential) Zone, Ward 3 (Reese). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
 City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
 City Council Meeting

0
0

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter from Golden Rule
5. Notification of hearing from City Clerk's office
6. Submitted at City Council – Protest petition representing 8 properties submitted by Annette Jasso

MOTION:

REESE – APPROVED subject to amended Condition 1 to read as follows:

1. Condition Number 2 of [Z-0092-01(1)] shall be amended as follows:

“The existing nursery on this site shall be removed no later than March 1, 2004.”

– UNANIMOUS with L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

BETTY-JEANNE COUSINS, Secretary-Treasurer of Golden Rule, Inc., appeared on behalf of the applicant.

COUNCILMAN REESE explained that Golden Rule purchased this particular piece of property from the church; however, the property had been leased to Davis Nursery as a storage area. Golden Rule wanted to build on the property; and, therefore, the nursery was given one year in which to move its stock. That term has now expired. He advised that a representative of the nursery contacted him and indicated the stock was in the process of being removed; however, a few more months would be necessary in order to complete the removal.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 97 – ROC-2951

MINUTES – Continued:

ANNETTE JASSO, 2612 Willoughby Avenue, indicated the nursery was located directly behind her residence. MAYOR GOODMAN explained that MS. JASSO came to his office with her mother; and, he made a commitment on behalf of himself and COUNCILMAN REESE, based on his understanding of the agreement with Davis Nursery and information provided to him, that Davis Nursery would move its stock from the property within six months of the date of his meeting with her. He stated the promise was immutable and could never be changed.

MS. JASSO pointed out that the nursery was in violation of the prior condition by five months. She submitted a petition signed by her immediate neighbors who, like herself, opposed giving Davis Nursery an extension of time. She requested a deadline date by which the nursery must comply with the condition. MAYOR GOODMAN replied that, as he promised, Davis Nursery would be required to remove its stock from the property in six months or no later than March 1, 2004. MS. JASSO indicated she did not agree with the extension but would accept it.

TODD FARLOW, 240 North 19th Street, indicated he was present during the original hearings, and the residents' arguments were and are false. Davis Nursery was accused of importing scorpions into the neighborhood on its palm trees. However, the scorpions were in the desert long before the residents were.

STEPHEN "CAPTAIN TRUTH" DEMPSEY, requested more of an explanation as to an identifiable reason why Davis Nursery was being forced to move. He noted it had been in Las Vegas a long time. COUNCILMAN REESE explained the situation to MR. DEMPSEY and emphasized the fact that the nursery was not being forced to move its location but just to move its inventory from Golden Rule's property.

HANNAH ERVIG, 2612 Willoughby Avenue, indicated she resided directly behind Davis Nursery. She has lived there many years, and there were no scorpions in the area until the nursery opened. Experts identified the scorpions as bark scorpions. They are not native to Las Vegas but were imported on the palm trees. She has been stung several times and has been hospitalized.

COUNCILMAN REESE replied that Davis Nursery submitted documentation at the previous hearings wherein it was stated the palm trees were examined and were free of bark scorpions. MAYOR GOODMAN also pointed out that there have not been any reported scorpion incidents for quite a while.

JANICE CUSICK, 2617 Willoughby Avenue, indicated she was protesting because of the scorpions. It has been documented that they nest in and are native to palm trees of the type sold by the nursery. She has lived in Las Vegas for 65 years and never had a scorpion problem until the nursery moved in. She has been hospitalized twice due to scorpion bites, and this could be a very dangerous situation for small children.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 97 – ROC-2951

MINUTES – Continued:

COUNCILMAN REESE verified with GARY DAVIS of Davis Nursery his agreement that his stock would be removed from the property no later than March 1, 2004. MR. DAVIS indicated he hoped to be off the property before that time, however.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.
(2:21 – 2:31)

3-3042

CONDITION:

1. Condition Number 2 of [Z-0092-01(1)] shall be amended as follows:
“The existing nursery on this site shall be removed within six (6) months (March 17, 2004) of approval of this request.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

REVIEW OF CONDITION - PUBLIC HEARING - **ROC-2963 - SIERRA FONDUE, LIMITED LIABILITY COMPANY ON BEHALF OF BOCA PARK PARCELS, LIMITED LIABILITY COMPANY** - Request for a Review of Condition No. 11 of an approved Site Development Plan Review [Z-0030-92(5)], which prohibited food service in "Building 'N'" on 0.90 acres adjacent to the northwest corner of Charleston Boulevard and Merialdo Lane (APN: 138-32-818-004), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 2 (L.B. L.B. McDONALD). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to condition – UNANIMOUS with L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY RUSSELL ROWE, 3800 Howard Hughes Parkway, appeared on behalf of the applicant. He explained this application was for the purpose of reviewing a condition placed on the Site Development Plan Review for Boca Park in 1998 pertaining to the southeast portion of the development at Charleston and Merialdo. At the time of the original approval, Building N was one large building and extended out more than twice the size it is today. Since that time, additional site development plan reviews were approved and resulted in the building configuration as it exists today. MR. ROWE clarified for the record that approval of the proposed fondue restaurant for Building Q would not nullify the condition prohibiting food service in Building N.

No one appeared in opposition.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 98 – ROC-2963

MINUTES – Continued:

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:31 – 2:34)

3-3620/4-1

CONDITION:

1. There shall be no food service in Building “N”, as shown on the site development plan approved with this application. Food service uses shall be permitted in “Building “Q”.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-2489 - JOSEPH PROCIDA ON BEHALF OF GROUP MANAGEMENT INC. A HAWAII CORPORATION, TRUSTEE - Request for a Site Development Plan Review, a Reduction in the amount of Perimeter Landscaping and Waivers of the Commercial Development Standards FOR A PROPOSED 11,230 SQUARE-FOOT RETAIL BUILDING on 0.96 acres located adjacent to the west side of Nellis Boulevard, approximately 700 feet south of Washington Avenue (APN: 140-29-716-006), R-E (Residence Estates) Zone under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – APPROVED subject to conditions, deleting Condition 2 and adding the following condition:

- *The applicant shall comply with the revised site plan submitted on September 17, 2003.*
- UNANIMOUS with L.B. MCDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ROY SMITH, Architect, appeared on behalf of the applicant and explained that the building size had been reduced by approximately 2,000 square feet. Further, the applicant was requesting a reduction in the amount of landscaping on the north side of the property.

COUNCILMAN REESE thanked MR. SMITH for meeting with him and asked him to display a picture of the project. COUNCILMAN REESE pointed out that the project would be an attractive addition to this particular area of Nellis Boulevard.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 99 – SDR-2489

MINUTES – Continued:

ROBERT GENZER, Director, Planning and Development Department, recommended the deletion of Condition 2 since it conflicted with Condition 3. In addition, he suggested a condition be added that specifically required compliance with the revised site plan submitted to the City Council today. MR. SMITH concurred.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:34 – 2:37)

4-53

CONDITIONS:

Planning and Development

1. Conformance to the Condition of Approval for Rezoning Z-0149-94.
2. The landscaped planters along the north, east and west sides of the site shall conform to Code standards. The landscape planter on the south property line may be installed as shown on the Site Development Plan.
3. A waiver is granted from the standards requiring a landscaped planter along all sides of the building.
4. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
5. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
6. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
7. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
8. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 99 – SDR-2489

CONDITIONS – Continued:

9. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
10. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
11. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.
12. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
13. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
14. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

15. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with on-site development activities.
16. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
17. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 99 – SDR-2489

CONDITIONS – Continued:

requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

18. Meet with the Flood Control Section of Public Works to determine appropriate elevations and drainage flow paths prior to the submittal of any construction drawings for this site.
19. Site development to comply with all applicable conditions of approval for Z-0149-94, the Nellis Commercial Subdivision and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - **SDR-2604 - CITY OF LAS VEGAS** - Request for a Site Development Plan Review FOR A PROPOSED PUBLIC PARK on 20 acres adjacent to the west and east sides of Cliff Shadows Parkway, approximately 650 feet south of Alexander Road (a portion of APN: 137-12-101-008), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] [PROPOSED: C-V (Civic)], Ward 4 (Brown). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

1

City Council Meeting

0

RECOMMENDATION:

The Planning Commission (4-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – Motion to HOLD IN ABEYANCE Item 89 [EOT-2622], Item 90 [EOT-2623] and Item 117 to 10/1/2003. and Item 114 [VAR-2538] and Item 115 [SUP-2537] to 10/15/2003; WITHDRAW WITH PREJUDICE Item 95 [ROC-2649]; and STRIKE Item 100 [SDR-2604] – UNANIMOUS with L.B. McDONALD excused

MINUTES:

There was no discussion.

(1:03 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - **SDR-2475** - **WARMINGTON HOMES NEVADA ON BEHALF OF NHU THI TRAN** - Request for a Site Development Plan Review FOR A PROPOSED 84-UNIT MULTI-FAMILY CONDOMINIUM DEVELOPMENT on 5.00 acres adjacent to the southeast corner of Alexander Road and Vegas Vista Trail (APN: 137-12-501-016), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development) Zone, Ward 4 (Brown). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****0****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****0****RECOMMENDATION:**

The Planning Commission (5-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions and amending Condition 12 to read as follows:

12. Dedicate 30 feet of right-of-way adjacent to this site for Vegas Vista Trail, 40 feet for Alexander Road, and a 20-foot radius at the southeast corner of Alexander Road and Vegas Vista Trail. *Dedicate 21 feet of right of way for the east-west street (aka Bradshaw Road) along the south perimeter of this site and a 15-foot radius at the northeast corner of Vegas Vista Trail and the east-west street (aka Bradshaw Road) along the south perimeter of this site. Also dedicate terminus or knuckle areas as necessary for the east-west street (aka Bradshaw Road) along the south perimeter of this site.*

– UNANIMOUS with L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 101 – SDR-2475

MINUTES – Continued:

ATTORNEY TOM AMICK, 3800 Howard Hughes Parkway, appeared on behalf of the applicant with GREG BORGEL. ATTORNEY AMICK explained this application is a site plan for a five-acre condominium project at Alexander and Vegas Vista Trail in Lone Mountain West. The major modification to allow for the multi-family development was previously approved by the City Council. He advised that the applicant agreed to a revision of Condition 12 pertaining to the dedication of the Bradshaw alignment south of this development. BART ANDERSON, Public Works Department, read the revised condition into the record.

COUNCILMAN BROWN confirmed with ATTORNEY AMICK that the applicant was agreeable to the revision of Condition 12. Further, he thanked the applicant and the Clark County School District for meeting and cooperating with staff regarding this application.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:37 – 2:39)

4-141

CONDITIONS:

Planning and Development

1. Maximum number of units shall be 80.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein, including redesign as necessary to accommodate Bradshaw Road requirements, to show the handicap spaces with the appropriate aprons, and to show trash enclosure locations within the site.
4. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect minimum 24-inch box trees planted a maximum of 30 feet on-center for perimeter buffer areas, an adequate amount of parking lot landscaping to meet Title 19 requirements, and tree species that conform with Appendix B of the Lone Mountain Master Development Plan.
5. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 101 – SDR-2475

CONDITIONS – Continued:

6. Air conditioning units shall not be mounted on rooftops.
7. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.
8. Any property line wall along the perimeter of the overall site shall be a decorative block wall, with at least 20 percent contrasting materials, or a wrought iron fence with decorative concrete or stone pilasters. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
9. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
10. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

11. A Petition of Vacation to vacate the south 10 feet of an existing BLM Grant Easement (N-52803) on Alexander Road shall be recorded prior to the recordation of a Final Map for this site.
12. Dedicate 30 feet of right-of-way adjacent to this site for Vegas Vista Trail, 40 feet for Alexander Road, and a 20-foot radius at the southeast corner of Alexander Road and Vegas Vista Trail. Additionally, if required by the Clark County School District, dedicate rights-of-way up to 30 feet, appropriate radii at intersections and terminus or knuckle areas for the east-west street (AKA Bradshaw Road) along the south perimeter of this site for access to the proposed school site. If the east-west street (AKA Bradshaw Road) is not required south of this site, dedicate that portion of right-of-way adjacent to this site on Vegas Vista Trail necessary for a knuckle at the intersection of Vegas Vista Trail and Bradshaw Road.
13. Construct half-street improvements including appropriate overpaving on Alexander Road, Vegas Vista Trail, and if required, the east-west street (AKA Bradshaw Road) adjacent to this site concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 101 – SDR-2475

CONDITIONS – Continued:

14. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Gated entries shall be designed, located and constructed in accordance with Standard Drawing #222A.
15. An update to the Lone Mountain Master Plan Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits or the recordation of a Map subdividing this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.
16. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - **SDR-2477 - MEHRDAD MOSTAFAEIPOUR** - Request for a Site Development Plan Review and a Waiver of the perimeter and parking lot landscaping requirements FOR A PROPOSED 6,000 SQUARE-FOOT DENTAL OFFICE on 0.53 acres adjacent to the north side of Cheyenne Avenue, approximately 120 feet west of Metro Academy Way (APN: 138-07-411-006), PD (Planned Development) Zone, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS with L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

KEVIN GOUVEIA, 3420 Painted River, appeared on behalf of the applicant. He explained that a master plan does not exist for development of this entire site in that the developer for Conquistador Plaza left it to the discretion of the individual purchasers of the various lots. Therefore, following meetings with staff and the owners of Conquistador Plaza, he was advised this site development plan was acceptable.

COUNCILMAN BROWN requested that future applications for the vacant parcels in Conquistador Plaza tie in to this application to provide consistency along this corridor. MR. GOUVEIA indicated he was also concerned about that issue and has encouraged discussions between Conquistador Plaza and adjacent property owners.

No one appeared in opposition.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 102 – SDR-2477

MINUTES – Continued:

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:39 – 2:42)

4-232

CONDITIONS:

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
3. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
4. The site plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit to reflect the required number of parking spaces based on the Parking Standards within Title 19.10.
5. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect minimum 24-inch box trees planted a maximum of 20 feet on-center and a minimum of four five-gallon shrubs for each tree within provided planters along the Cheyenne Avenue right-of-way.
6. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
7. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
8. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 102 – SDR-2477

MINUTES – Continued:

9. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize ‘shoe-box’ fixtures and downward-directed lights. Wallpack lighting shall utilize ‘shoe-box’ fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
10. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.
11. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
12. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
13. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

14. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with on-site development activities.
15. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
16. An update to the previously approved Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any grading or building permits, or the submittal of any construction drawings for this site, whichever may occur first. Provide and improve all drainageways as recommended in the approved drainage plan/study.
17. Site development to comply with all applicable conditions of approval for the Conquistador Plaza (Commercial Subdivision), Zoning Reclassification Z-0095-98 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-2612 - GREAT AMERICAN CAPITAL ON BEHALF OF HUALAPAI HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review and a Waiver of building landscape buffers and parking lot landscaping FOR A PROPOSED 38,400 SQUARE-FOOT RETAIL CENTER on 3.8 acres adjacent to the northeast corner of Cheyenne Avenue and Hualapai Way (APN: Portions of 138-07-401-003 and 004), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development) Zone, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

4
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Back up referenced from the 8/14/2003 Planning Commission meeting Item 14

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS with L.B. McDONALD excused

NOTE: COUNCILMAN MACK disclosed that his liaison, LISA CLEARWATER-CAMPBELL, resides near this site and participated in the meetings concerning the project. He has not discussed the site plan with his liaison and neither of them has a financial interest in this property. Therefore, he will vote on this item.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY MARK FIORENTINO, 3800 Howard Hughes Parkway; appeared on behalf of the applicant. He concurred with staff conditions and requested approval subject to those conditions.

No one appeared in opposition.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 103 – SDR-2612

MINUTES – Continued:

TODD FARLOW, 240 North 19th Street, indicated there is a parcel north of this site with the same owner but that will be developed separately. He felt the two parcels should be developed together because an existing slope on the property will cause flooding during heavy rains.

In response to MR. FARLOW'S comments, ATTORNEY FIORENTINO indicated there were no slope or flood-related issues pertaining to this site. There might be some misunderstanding in that there was an issue discussed at the Planning Commission meeting that referred to a slope setback. This setback requires commercial development to be situated a specified distance from residential development. However, since this application comes first in time, a waiver would not be required and distance issues would be addressed at such time as the residential development came under consideration.

COUNCILMAN BROWN indicated his understanding that ATTORNEY FIORENTINO or a representative of his firm was currently working on the northern portion of this parcel. He requested that the Hualapai Corridor, as well as the Cheyenne/Hualapai corner of this commercial development, be similarly landscaped for consistency from the commercial to the residential component. ATTORNEY FIORENTINO remarked that this was either already in the process of being done or had been done.

COUNCILMAN BROWN inquired as to whether the sign plan for this development was included in this application or would be submitted at a later date. ROBERT GENZER, Director, Planning and Development Department, indicated that Condition 11 required a Master Sign Plan.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:42 – 2:46)

4-298

CONDITIONS:

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
3. All buildings shall be limited to one story in height.
4. The site plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit:

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 103 – SDR-2612

CONDITIONS – Continued:

- to indicate that no single restaurant use to occupy Pad 1 will be more than 2,000 square feet; and
 - to reflect the intended use (i.e. retail, restaurant) of each of the proposed pad sites. For any portions of the project to be developed with a use other than General Retail or Office, the applicant shall provide a revised parking analysis demonstrating that the amount of parking available on the site meets current Zoning Code requirements with respect to all uses on the overall site. If parking standards cannot be met, the application shall be revised to comply with those standards;
 - to depict sidewalks and planting areas along commercial building facades in accordance with the Code;
 - to eliminate any parking spaces being located directly abutting any building; to meet the amount of landscaping and planter areas within parking lots specified in the Code; and
 - to include the required amount of front and rear perimeter landscaping.
5. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
6. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect minimum 24-inch box trees planted a maximum of 20 feet on-center to the south, west and north of the site, and 30 feet on-center to the east of the site, and to reflect a minimum of four five-gallon shrubs for each tree within provided planters. Landscape planters around the proposed buildings which face parking areas shall be a minimum of five feet in width. The tree and shrub selection shall be consistent with the Lone Mountain Plant Palette.
7. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
8. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
9. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 103 – SDR-2612

CONDITIONS – Continued:

10. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize ‘shoe-box’ fixtures and downward-directed lights. Wallpack lighting shall utilize ‘shoe-box’ fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
11. A Master Sign Plan shall be submitted for approval of the Planning Commission or City Council prior to the issuance of a Certificate of Occupancy for any building on the site.
12. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.
13. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated. Walls shall adhere to the Lone Mountain Master Development Plan standards.
14. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
15. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

16. Construct half-street improvements on Cheyenne Avenue, Hualapai Way and Shiloh School Lane adjacent to this site concurrent with development of this site.
17. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
18. Landscape and maintain all unimproved rights-of-way on Cheyenne Avenue and Hualapai Way adjacent to this site.
19. Submit an Encroachment Agreement for all landscaping and private improvements located in the Cheyenne Avenue and Hualapai Way public rights-of-way adjacent to this site prior to occupancy of this site.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 103 – SDR-2612

CONDITIONS – Continued:

20. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, or the submittal of any construction drawings. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

21. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 103 – SDR-2612

CONDITIONS – Continued:

22. Site development to comply with all applicable conditions of approval for the Lone Mountain Master Development Plan, the associated Master Drainage Study and the Master Traffic Impact Analysis, Z-0033-97 and all other subsequent site-related actions as required by the Department of Public Works.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - **SDR-2660 - CHERNG FAMILY TRUST ON BEHALF OF REBEL OIL COMPANY, INC.** - Council review from the approval of the Planning Commission of a request for a Site Development Plan Review, a Reduction in the amount of On-Site Perimeter Landscaping and a Waiver of the Commercial Development Standards FOR A PROPOSED 8,280 SQUARE-FOOT RETAIL BUILDING on 0.95 acres adjacent to the northeast corner of Bonanza Road and Lamb Boulevard (APN: 140-29-401-003), R-1 (Single Family Residential) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (4-0-2 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (4-0-2 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Request by Councilman Reese for a Council review

MOTION:

REESE – APPROVED subject to conditions – UNANIMOUS with L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ED ROBLEE, Jere W. Planck, Architect, 4041 North Central Avenue, Suite C-100, Phoenix, Arizona, appeared on behalf of the applicant and concurred with staff conditions.

COUNCILMAN REESE requested an explanation as to the reason for the Planning Commission recommendation for denial. MARGO WHEELER, Deputy Director, Planning and Development Department, replied that staff had concerns relative to zoning and design. However, staff is of the opinion the deficiencies would be corrected with the conditions added to this application.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 104 – SDR-2660

MINUTES – Continued:

COUNCILMAN REESE verified with MR. ROBLEE that the applicant would be agreeable to all conditions. However, MR. ROBLEE questioned whether or not the building would remain in the upper corner of the property. MS. WHEELER confirmed that staff would not redesign the project and the position of the building would not change. However, she noted that placement of the building was one of the reasons staff recommended denial.

COUNCILMAN REESE clarified that Rebel Oil Company sold this property to the CHERNG FAMILY TRUST and noted that one of the tenants would be Panda Express. MR. ROBLEE pointed out that the CHERNG FAMILY TRUST also owned Panda Express.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:46 – 2:50)

4-454

CONDITIONS:

Planning and Development

1. A Rezoning (ZON-2560) to C-1 (Limited Commercial) approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. The applicant shall submit a reciprocal parking agreement with the adjacent property owner that designates the required parking spaces for this development will be provided on the adjacent property.
4. The trash enclosure shall be covered and screened as required by the Commercial Design Standards
5. The landscape planter along Bonanza Road and Lamb Boulevard shall consist of 24-inch box trees a minimum of 20 feet on center as required by the Commercial Design Standards.
6. The parking lot landscaping shall consist of one 24-inch box tree for every six spaces in the parking area as required by the Commercial Design Standards.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 104 – SDR-2660

CONDITIONS – Continued:

7. The applicant shall provide a complete overall site plan and parking analysis indicating all required parking would be provided. This site plan and parking analysis shall be submitted to and approved by the Planning and Development Department to the submittal of any permits for this site.
 8. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
 9. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
 10. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
 11. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize ‘shoe-box’ fixtures and downward-directed lights. Wallpack lighting shall utilize ‘shoe-box’ fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
 12. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
 13. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
 14. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
 15. All City Code requirements and design standards of all City departments must be satisfied.
- Public Works
16. Site development to comply with all applicable conditions of approval for ZON-2560 and all other site-related actions.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 104 – SDR-2660

CONDITIONS – Continued:

17. Submit an Encroachment Agreement for all landscaping and private improvements located in the public right-of-way adjacent to this site prior to occupancy of this site.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

MAJOR MODIFICATION TO THE LONE MOUNTAIN WEST PLAN - PUBLIC HEARING - **MOD-2579 - ASTORIA HOMES ON BEHALF OF ASTORIA LONE MOUNTAIN 30, LIMITED LIABILITY COMPANY** - Request for a Major Modification to the Lone Mountain West Plan FROM: L (Low Density Residential) TO: ML (Medium-Low Density Residential) on 30.85 acres located approximately 660 feet east of Cliff Shadows Parkway, between Gilmore Avenue and Gowan Road (APN: 137-12-201-004, 010 and 014 and a portion of 137-12-201-011), Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS with L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY MARK FIORENTINO, 3800 Howard Hughes Parkway, appeared on behalf of the applicant. He explained this was the first of several applications to come before the City Council relative to this project between now and the end of the year. Further, the Planning Commission approved this application with a condition that the density be capped at ten units per acre. He concurred with staff and Planning Commission conditions and stated for the record that it is expected the density will be less than ten as site plan issues are ironed out with staff and COUNCILMAN BROWN.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 105 – MOD-2579

MINUTES – Continued:

TODD FARLOW, 240 North 19th Street, indicated he agreed with comments made by COMMISSIONER GALATI at the Planning Commission meeting regarding the density in this area. If every developer were to request that density requirements be exceeded, the last developer in the area could be faced with the issue of extremely low density, which could make it difficult to build on the property.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:50 – 2:53)

4-570

CONDITIONS:

Planning and Development

1. A Rezoning (ZON-2667) to PD (Planned Development) and Site Development Plan Review (SDR-2669) shall be approved by the City Council at a Public Hearing.
2. Conformance to the Lone Mountain West Master Development Plan, except as amended by this request.
3. The density allowed by this action shall not exceed 10 units per acre.
4. The effect of this action is limited to the portions of the site currently designated as PCD (Planned Community Development) on the Centennial Hills Sector Map of the General Plan (APN: 137-12-201-004 and 014).

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

MASTER SIGN PLAN - PUBLIC HEARING - **MSP-2519 - YWS ARCHITECTS ON BEHALF OF SILVER STATE FORD** - Request for a Master Sign Plan FOR GAUDIN'S JAGUAR, PORSCHE, AND ASTON MARTIN OF LAS VEGAS at 7200 West Sahara Avenue (APN:163-03-805-002), U (Undeveloped) Zone [GC (General Commercial) General Plan Designation] under Resolution of Intent to C-2 (General Commercial), Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MONCRIEF – APPROVED subject to conditions – UNANIMOUS with L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

RICHARD YOUNGBLOOD, YWS Architects, 5005 West Patrick Lane, appeared on behalf of the applicant and Silver State Ford and concurred with staff recommendations.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:53 – 2:54)

4-675

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 106 – MSP-2519

CONDITIONS:

Planning and Development

1. Text area for the monument signs shall be limited to the square footage as shown on the submitted drawings. No additional text area shall be allowed without an approved revision to the Master Sign Plan.
2. All signage shall have proper permits obtained through the Building and Safety Department.
3. Conformance to the sign and building elevations as submitted.

Public Works

4. Site development to comply with all applicable conditions of approval for Zoning Reclassification Z-0028-98, and all other subsequent site-related actions.
5. Signs shall not be located within existing or proposed public sewer or drainage easements, or interfere with Site Visibility Restriction Zones.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

MASTER SIGN PLAN - PUBLIC HEARING - MSP-2619 - SEA BREEZE ENTERTAINMENT GROUP, LIMITED LIABILITY COMPANY ON BEHALF OF SEA BREEZE STEINER'S, LIMITED LIABILITY COMPANY, ET AL - Request for a Modification to an approved Master Sign Plan for an existing retail/office complex located adjacent to the southeast corner of Buffalo Drive and Sea Spray Avenue (APN: 138-22-418-005, 007, 008 and 009), C-1 (Limited Commercial) Zone, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS with L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

RICHARD KIRSCH, Sign Innovations, 242 Sunpac, Henderson, and ROGER SACHS, Sea Breeze Entertainment Group, appeared on behalf of the applicant. They concurred with staff conditions, with the exception of a portion of Condition 3 relating to the prohibition of exposed tubing. Because exposed tubing is present on the signs at the two existing Steiner's locations, the applicant would like to remain consistent with those buildings. MR. KIRSCH noted that the signs are not animated and requested that the no exposed tubing requirement be waived.

ROBERT GENZER, Director, Planning and Development Department, indicated Condition 3 did not address exposed tubing. He read Condition 3 into the record. He stated, however, that staff would not have a problem with exposed tubing on the sign.

No one appeared in opposition.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 107 – MSP-2619

MINUTES – Continued:

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:54 – 2:57)

4-728

CONDITIONS:

Planning and Development

1. Conformance to the sign elevations and documentation as submitted in conjunction with this request.
2. Conformance to the conditions of approval and the submitted documentation for the previously approved Master Sign Plan (MSP-0006-02).
3. Illumination of signs shall comply with Residential Protection Standards listed in Title 19.14.070.
4. All signage shall have proper permits obtained through the Building and Safety Department.

Public Works

5. Site development to comply with all applicable conditions of approval for the related rezoning for Zoning Reclassification Z-0097-90, and all other subsequent site-related actions.
6. Signs shall not be located within public right-of-way, existing or proposed public sewer or drainage easements, or interfere with Site Visibility Restriction Zones.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

VACATION - PUBLIC HEARING - VAC-2593 - COLEMAN TOLL, LIMITED PARTNERSHIP - Petition to Vacate portions of Lisa Lane, between Washburn Road and La Madre Way, Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
0

RECOMMENDATION:

The Planning Commission (5-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Back up referenced from the 8/14/2003 Planning Commission meeting Item 48
5. Submitted after final agenda – Protest letter submitted by Barbara Singleton

MOTION:

MACK – ABEYANCE TO 10/1/2003 – UNANIMOUS with WEEKLY not voting and L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

MICHAEL PATRY, Alpha Engineering, 50 South Jones Boulevard, Suite 202, appeared on behalf of the applicant and concurred with staff recommendations. He indicated on the tentative map that the vacation pertained to a portion of land in between two cul-de-sacs.

PETER ATKINSON, 5036 North Lisa Lane, requested clarification of this vacation. His concern was that the road would be moved over toward Lisa Lane with the applicant gaining nine feet and the wall being moved nine feet closer to Lisa Lane. He also wanted to ensure that the planned cul-de-sac gate provides access to and from the elementary and middle schools, as well as the landscaping along the wall in front of his house, would remain part of this application.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 108 – VAC-2593

MINUTES – Continued:

BART ANDERSON, Public Works Department, indicated the tentative map application contained a condition requiring that the Lisa Lane right of way be centered on the existing centerline. So, it is anticipated if Lisa Lane were reduced to 51 feet the vacation would pertain to 4.5 feet on the east side of the road. This information is included in the agenda back up documentation, although no dimension is given. Therefore, staff recommends that a condition be added specifying the dimension of the vacated property as 4.5 feet. He read proposed Condition 1 into the record.

MAYOR GOODMAN asked MR. PATRY if the applicant would be agreeable to the added condition. MR. PATRY replied he must discuss the matter with the applicant.

In response to MAYOR GOODMAN'S inquiry, ROBERT GENZER, Director, Planning and Development Department, indicated he could not respond to the issues raised by MR. ATKINSON because he did not have the conditions before him. Further, he stated for the record that the added condition MR. PATRY was being asked to agree to was imposed by the Public Works Department.

COUNCILMAN MACK stated he would look into the issues raised by MR. ATKINSON. Further, if they were part of the original conditions they would still be applicable.

BARBARA SINGLETON, 8300 West La Madre Way, indicated her residence was situated on the northwest corner of Lisa Lane and La Madre Way. She recently heard that the applicant was asking for the vacation of nine feet of right of way or 4.5 feet on the east side of Lisa Lane and 4.5 feet on the west side. Her property is located on the west side of Lisa Lane and has large drive-through gates for access by horses and horse trailers. The vacation of 4.5 feet on the west side would hinder access to her property and adversely affect her lifestyle. She requested that the Council deny any vacation of property on the west side of Lisa Lane.

COUNCILMAN MACK referred to the photograph of the subject property and indicated there might be a misunderstanding because MS. SINGLETON would actually end up with 12 to 15 feet of additional paving next to her house as a result of the vacation. MR. GENZER clarified for the benefit of the residents present that a separate application must be submitted to the City in order for the westerly 4.5 feet of Lisa Lane to be vacated.

In light of the fact that MR. PATRY wished to discuss the added condition with the applicant, COUNCILMAN MACK suggested this item be held in abeyance for two weeks. He asked that MR. PATRY meet with staff to resolve the issue prior to the October 1 Council meeting.

TODD FARLOW, 240 North 19th Street, commented that the aerial photograph was amazingly clear and the person responsible should be commended.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 108 – VAC-2593

MINUTES – Continued:

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:57 – 3:09)

4-808

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

VACATION - PUBLIC HEARING - VAC-2611 - D. R. HORTON, INC. - Petition to Vacate U.S. Government Patent Reservations generally located south of Elkhorn Road, east of Fort Apache Road, Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (5-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – Motion carried with WEEKLY not voting and L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

MICHAEL PATRY, Alpha Engineering, 50 South Jones Boulevard, Suite 202, appeared on behalf of the applicant and concurred with staff recommendations.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:09 – 3:10)

4-1236

CONDITIONS:

1. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the vacation of these U.S. Government Patent Reservations. The drainage studies required by ZON-1833 and ZON-1351 may be used to satisfy this condition. The vacation request shall be modified to conform to the

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 109 – VAC-2611

CONDITIONS – Continued:

- approved Drainage Plan and Technical Drainage Studies as required by the Department of Public Works.
2. Prior to the recordation of an Order of Relinquishment of Interest all public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense, or such modifications shall be guaranteed by provision of sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas.
 3. All development shall be in conformance with code requirements and design standards of all City departments.
 4. If the Order of Relinquishment of Interest is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

VACATION - PUBLIC HEARING - VAC-2616 - CENTEX HOMES - Petition to Vacate a portion of Fort Apache Road, between Brent Lane and Horse Drive, Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (5-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – Motion carried with WEEKLY not voting and L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

LORA DREJA, VTN Nevada, 2727 South Rainbow Boulevard, appeared on behalf of the applicant and requested approval.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:10 – 3:11)

4-1290

CONDITIONS:

1. A Drainage Plan and Technical Drainage Study or other related drainage information acceptable to the Flood Control Section must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 110 – VAC-2616

CONDITIONS – Continued:

2. All public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation.
3. All development shall be in conformance with code requirements and design standards of all City departments.
4. The Order of Vacation shall not be recorded until all conditions have been met provided, however, that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right-of-way being vacated must be retained.
5. If the Order of Vacation is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

VARIANCE - PUBLIC HEARING - VAR-2665 - SOUTHWEST HOMES ON BEHALF OF WARMINGTON HOMES NEVADA - Request for a Variance to ALLOW 0.76 ACRES OF OPEN SPACE WHERE 1.65 ACRES IS REQUIRED for a proposed 100-lot single family development on 10.3 acres adjacent to the northwest corner of Elkhorn Road and Campbell Road (APN: 125-17-401-004), T-C (Town Center) Zone [M-TC (Medium Density Residential – Town Center) land use designation], Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (5-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Back up referenced from the 8/14/2003 Planning Commission meeting Item 36
5. Submitted at City Council – Letter of Agreement between Southwest Homes and the Clark County School District submitted by Attorney Jennifer Lazovich

MOTION:

MACK – APPROVED subject to conditions – Motion carried with MONCRIEF not voting and L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY JENNIFER LAZOVICH, 3800 Howard Hughes Parkway, and GREG BORGEL, 300 South 4th Street, appeared on behalf of the applicant and concurred with staff conditions. ATTORNEY LAZOVICH explained that this application is Phase II of a project currently being built to the east of this site across Campbell Road. Pertaining to the dedication of Solar Avenue, she explained that the Clark County School District is developing the property to the north of this project.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 111 – VAR-2665

MINUTES – Continued:

MR. BORGEL indicated his understanding that amended conditions have been imposed on the applications affecting Solar Avenue thus necessitating an application for a waiver of dedication. He pointed out that Solar Avenue would never be a through street; however, the School District has indicated a need for limited circulation around their school site to the north. As a result of negotiations between the School District and Southwest Homes, a Letter of Agreement dated September 17, 2003 was executed and submitted to staff. The agreement basically states that Southwest Homes will not be required to dedicate Solar Avenue, that the School District will provide the 40 feet of dedication, and Southwest Homes will construct and pay for full street improvements. MR. BORGEL stated he understood a waiver had yet to be processed but would be required. He requested that the Council recognize the Letter of Agreement pending approval of the waiver.

TODD FARLOW, 240 North 19th Street, remarked that MR. BORGEL made a statement at the Planning Commission meeting regarding a study that showed narrower streets slowed traffic and denser housing resulted in lower crime rates. He asked if the study, as it pertained to lower crime rates, was based on per area or per capita data. In addition, he asked if narrow streets slowed traffic because traffic backed up or because people walked to commercial businesses rather than drove.

MR. BORGEL replied that evidence nationwide shows that drivers inherently slow down on narrower streets and speed up on wider streets due to natural human inclination when faced with perceived barriers. He indicated he did not recall making the statement regarding denser housing resulting in lower crime rates.

ATTORNEY LAZOVICH emphasized that the Letter of Agreement stipulates the School District will dedicate and improve 40-feet on its side of the property. Further, the applicant will be responsible for the remainder of the property, which will be included in the waiver application at a later date.

BART ANDERSON, Public Works Department, commented that the Letter of Agreement indicates that 40 feet of width would serve the School District. However, he pointed out that this particular street section does not meet any current public street standard and, certainly, not Town Center standards. In addition, the 40-foot section does not include the sidewalks that are required on both sides of public streets. So, at a minimum, he anticipates an additional 10 feet of dedication to accommodate sidewalks. The applicant must come back and obtain a waiver of City public street standards; and, specifically, Town Center standards. Also, the waiver should describe the specific street section agreed upon.

COUNCILMAN BROWN pointed out that the School District has examples of circular bus routes that do not have sidewalks. MR. ANDERSON replied that those are not designated as public streets. Further, the project ties into Dapple Gray, which is a public street, and would be a

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 111 – VAR-2665

MINUTES – Continued:

public connection between Dapple Gray and Campbell Road. If it were to be a private street, Dapple Gray would be terminated in a cul-de-sac. This is another option that could be explored; however, public streets must meet public standards.

CAROL BAILEY, Clark County School District, wished to clarify the fact that the School District does not intend to dictate the width of the street. The purpose of the agreement was to specify that 40 feet is the maximum width the School District is willing to dedicate for a street in that area. The final decision would rest with staff and Southwest Engineering.

STEPHEN “CAPTAIN TRUTH” DEMPSEY questioned why a requirement could be changed through the granting of a variance. MAYOR GOODMAN replied that a variance from a legal requirement could be obtained if certain criteria were met. MR. DEMPSEY felt the reasons for a variance request should be identified in order to maintain an open government.

COUNCILMAN MACK confirmed with staff that the condition revisions were acceptable. MR. ANDERSON indicated that Conditions 15 and 16 of the site development plan review, Item 113 [SDR-2663], must be modified and read the revisions into the record. ATTORNEY LAZOVICH concurred.

MAYOR GOODMAN requested an explanation of the hardship that necessitated the variance request. ATTORNEY LAZOVICH explained that a site immediately to the west of this project was planned for future development as a public park. One of the conditions of this variance request requires the contribution of a monetary amount by the applicant in lieu of providing the required amount of open space. Those monies can be used for a number of different public parks, but if they were used for the future adjacent park the residents of this development would get the benefit of using their private park as well as the public park. She advised that the applicant agreed to this condition.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion relating to Item 111 [VAR-2665], Item 112 [SUP-2666] and Item 113 [SDR-2663] was held under Item 111 [VAR-2665].

(3:11 – 3:27)

4-1317

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for Special Use Permit (SUP-2666) and Site Development Plan Review [SDR-2663].

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 111 – VAR-2665

CONDITIONS – Continued:

2. This Variance shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
3. In lieu of compliance with the open space requirements of Municipal Code 19.06.040, the developer will be allowed to make a contribution to the City of Las Vegas Parks CIP Fund in the amount of \$155,073.60 to be utilized by the City Council for improvements to existing public parks nearby. This contribution must be made to Land Development prior to approval of a Final Map, otherwise the developer is still required to comply with the Open Space requirement in accordance with Title 19 of the Las Vegas Municipal Code.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SPECIAL USE PERMIT RELATED TO VAR-2665 - PUBLIC HEARING - **SUP-2666 - SOUTHWEST HOMES ON BEHALF OF WARMINGTON HOMES NEVADA** - Request for a Special Use Permit to ALLOW PRIVATE STREETS for a proposed 100-lot single family development on 10.3 acres adjacent to the northwest corner of Elkhorn Road and Campbell Road (APN: 125-17-401-004), T-C (Town Center) Zone [M-TC (Medium Density Residential – Town Center) land use designation], Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (5-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Back up referenced from the 8/14/2003 Planning Commission meeting Item 37
5. Submitted at City Council – Letter of Agreement between Southwest Homes and the Clark County School District submitted by Attorney Jennifer Lazovich, under Item 111

MOTION:

MACK – APPROVED subject to conditions – Motion carried with MONCRIEF not voting and L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY JENNIFER LAZOVICH, 3800 Howard Hughes Parkway, and GREG BORGEL, 300 South 4th Street, appeared on behalf of the applicant.

No one appeared in opposition.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 112 – SUP-2666

MINUTES – Continued:

NOTE: All discussion relating to Item 111 [VAR-2665], Item 112 [SUP-2666] and Item 113 [SDR-2663] was held under Item 111 [VAR-2665].

(3:11 – 3:27)

4-1317

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for Site Development Plan Review [SDR-2663] and Variance (VAR-2665).
2. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
3. The private streets shall be subject to Title 19.04.050(B) of the Las Vegas Zoning Code and to Section E.G. of the Town Center Development Standards Manual.
4. The private streets shall be subject to the design standards specified in Title 18 (Las Vegas Subdivision Ordinance).
5. The City shall be permitted to examine the street to determine its compliance with approved standards.
6. All development shall conform to the Conditions of Approval for the Tentative Map and all other subsequent site related actions.
7. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

8. Private streets shall be identified as “Public Sewer and Public Drainage Easements to be privately maintained”.
9. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed access and on site circulation prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Gated entry drives, if proposed, shall be designed, located and constructed in accordance with Standard Drawing #222A.
10. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services prior to the issuance of any permits.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 112 – SUP-2666

CONDITIONS – Continued:

11. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
12. Site development to comply with all applicable conditions of approval for Site Development Plan Review SDR-2663 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-2665 AND SUP-2666 - PUBLIC HEARING - **SDR-2663 - SOUTHWEST HOMES ON BEHALF OF WARMINGTON HOMES NEVADA** - Request for a Site Development Plan Review FOR A PROPOSED 100-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 10.3 acres adjacent to the northwest corner of Elkhorn Road and Campbell Road (APN: 125-17-401-004), T-C (Town Center) Zone [M-TC (Medium Density Residential – Town Center) land use designation], Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****1****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****0****RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (5-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Back up referenced from the 8/14/2003 Planning Commission meeting Item 38
5. Submitted at City Council – Letter of Agreement between Southwest Homes and the Clark County School District submitted by Attorney Jennifer Lazovich, under Item 111

MOTION:

MACK – APPROVED subject to conditions and amending Condition 15 and Condition 16 to read as follows:

15. Dedicate 50 feet of right-of-way adjacent to this site for Elkhorn Road, 30 feet for Campbell Road, and a 25-foot radius on the northwest corner of Elkhorn Road and Campbell Avenue. *In addition, dedicate appropriate right-of-way for Solar Avenue, including corner radii and/or knuckle, to meet the Town Center roadway standards unless a waiver of such standards is approved by City Council prior to the submittal of construction plans or a Final Map abutting or overlying the Solar Avenue alignment. Such Waiver, if approved, shall identify alternative dedication requirements for the Solar Avenue alignment.*

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 113 – SDR-2663

MOTION – Continued:

16. Construct half-street improvements including appropriate overpaving (if legally able) on Elkhorn Road *and on Campbell Road* adjacent to this site concurrent with development of this site. *In addition, construct appropriate public street improvements on Solar Avenue adjacent to this site to meet Town Center standards unless a waiver of such standards is approved prior to the submittal of construction plans. Such Waiver, if approved, shall identify the alternative public street improvements required for the Solar Avenue alignment.* Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. Extend all required underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the western and northern boundaries of this site prior to construction of hard surfacing (asphalt or concrete).

– Motion carried with MONCRIEF not voting and L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY JENNIFER LAZOVICH, 3800 Howard Hughes Parkway, and GREG BORGEL, 300 South 4th Street, appeared on behalf of the applicant.

No one appeared in opposition.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion relating to Item 111 [VAR-2665], Item 112 [SUP-2666] and Item 113 [SDR-2663] was held under Item 111 [VAR-2665].

(3:11 – 3:27)

4-1317

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for Special Use Permit [SDR-2666] and Variance (VAR-2665).
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 113 – SDR-2663

CONDITIONS – Continued:

4. The standards for this development shall include the following: minimum lot size of 2,200 square feet, minimum distance between buildings of 10 feet, and building height shall not exceed two stories or 35 feet, whichever is less.
5. The setbacks for this development shall be a minimum of 10 feet to the front of the house, 5 feet on the side, 5 feet on the corner side and 5 feet on the rear. Any driveway to a garage door shall either be less than five feet in length or more than 18 feet in length.
6. A detailed landscaping plan shall be approved by the Planning and Development Department staff, prior to application for a building permit, that depicts the landscaping and hardscaped areas in the Campbell Road and Elkhorn Road Amenity Zones as shown in the Town Center Development Standards (TCDS). The landscape plan shall detail plant types, sizes and locations as required by the TCDS. On site trees shall conform to the landscaping standards Town Center. Palm trees shall be at least 25 feet in height. All other trees shall be 18 feet in height. The landscape plan shall include sufficient information to confirm conformance with spacing requirements.
7. The intersection of Campbell Road and Elkhorn Road shall comply with the design of Intersection Type B as specified by the TCDS.
8. The developer shall construct and landscape a 15-foot wide median within Elkhorn Road as required by the TCDS.
9. A landscaping plan must be submitted prior to or at the same time application is made for a building permit. The developer shall be required to install the landscape requirements for the median in Elkhorn Road where adjacent to the subject site and assign the maintenance of such to the homeowner's association.
10. Air conditioning units shall not be mounted on rooftops.
11. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.
12. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
13. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 113 – SDR-2663

CONDITIONS – Continued:

14. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

15. Dedicate 50 feet of right-of-way adjacent to this site for Elkhorn Road, 30 feet for Campbell Road, 40 feet for Solar Avenue, a 25-foot radius on the northwest corner of Elkhorn Road and Campbell Avenue, a 15-foot radius on the southwest corner of Campbell Road and Solar Avenue, and the area for a knuckle at the intersection of Solar Avenue and Dapple Gray Road prior to the issuance of any permits.
16. Construct half-street improvements including appropriate overpaving (if legally able) on Elkhorn Road, Campbell Road and Solar Avenue adjacent to this site concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. Extend all required underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the western and northern boundaries of this site prior to construction of hard surfacing (asphalt or concrete).
17. The proposed 37 foot wide streets internal to this subdivision shall be constructed with L-Curb in accordance with Title 18 requirements, and the detail section shown on a Tentative Map for this site shall acknowledge such requirements. Alternatively, if rolled curb is desired, the internal streets shall be shown as 39 feet wide.
18. Provide a minimum of two lanes of paved, legal access to this site prior to occupancy of any units within this development.
19. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for or the recordation of a Map subdividing this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 113 – SDR-2663

CONDITIONS – Continued:

may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

20. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.
21. The approval of all Public Works related improvements shown on this Site Development Plan Review is in concept only. Specific design and construction details relating to size, type and/or alignment of public improvements, including but not limited to street, sewer and drainage improvements, shall be resolved prior to submittal of a Tentative Map or construction drawings, whichever may occur first. No deviations from adopted City Standards, such as the proposed non-standard private street corners, shall be allowed unless specific written approval for such is received from the City Engineer prior to the submittal of a Tentative Map or construction drawings, whichever may occur first.
22. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.
23. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The Design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - **VAR-2538** - **SHOW MEDIA ON BEHALF OF VALLEY BANK CORPORATION** - Appeal filed by Show Media from the Denial by the Planning Commission on a request for a Variance TO ALLOW A 50-FOOT TALL, 14 FOOT BY 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN WHERE 40 FEET IS THE MAXIMUM HEIGHT PERMITTED at 3500 West Sahara Avenue (APN: 162-05-402-007), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-0 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

3
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter submitted by Show Media
5. Submitted after final agenda – Letter requesting abeyance submitted by Show Media
6. Submitted after final agenda – Billboard Data submitted by Planning & Development

MOTION:

REESE – Motion to HOLD IN ABEYANCE Item 89 [EOT-2622], Item 90 [EOT-2623] and Item 117 to 10/1/2003. and Item 114 [VAR-2538] and Item 115 [SUP-2537] to 10/15/2003; WITHDRAW WITH PREJUDICE Item 95 [ROC-2649]; and STRIKE Item 100 [SDR-2604] – UNANIMOUS with L.B. McDONALD excused

MINUTES:

There was no discussion.

(1:03 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO VAR-2538 - PUBLIC HEARING - SUP-2537 - **SHOW MEDIA ON BEHALF OF VALLEY BANK CORPORATION** - Appeal filed by Show Media from the Denial by the Planning Commission on a request for a Special Use Permit FOR A PROPOSED 50-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 3500 West Sahara Avenue (APN: 162-05-402-007), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-0 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

2
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter submitted by Show Media
5. Submitted after final agenda – Letter requesting abeyance submitted by Show Media under Item 114
6. Submitted after final agenda – Billboard Data submitted by Planning & Development under Item 114

MOTION:

REESE – Motion to HOLD IN ABEYANCE Item 89 [EOT-2622], Item 90 [EOT-2623] and Item 117 to 10/1/2003. and Item 114 [VAR-2538] and Item 115 [SUP-2537] to 10/15/2003; WITHDRAW WITH PREJUDICE Item 95 [ROC-2649]; and STRIKE Item 100 [SDR-2604] – UNANIMOUS with L.B. McDONALD excused

MINUTES:

There was no discussion.

(1:03 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2595 - LAS VEGAS EL TRIUNFO RESTAURANT COMPANY, INC. ON BEHALF OF VALVEGAS BONANZA DEVELOPMENT COMPANY, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A PROPOSED RESTAURANT SERVICE BAR at 2371 East Bonanza Road (APN: a portion of 139-26-801-001), C-1 (Limited Commercial) Zone, Ward 5 (Weekly). (NOTE: Item will be heard in conjunction with Morning Session Item #72). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions – Motion carried with MONCRIEF not voting and L.B. McDONALD excused

NOTE: COUNCILMAN REESE disclosed that this restaurant is located approximately three doors east of his barber shop, a location he has occupied for 40 years. However, this application would in no way benefit his business and he hoped it was successful. He stated he would vote on this item.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

MARIA CALVANO, 726 South Casino Center Boulevard, Suite 207, appeared with the applicant, OSCAR ERAZA, the owner of El Triunfo Restaurant, and requested approval. In response to MAYOR GOODMAN’S inquiry, MS. CALVANO advised that the restaurant is currently open. Further, the applicant has another restaurant location, El Triunfo I at Charleston and Lamb Boulevards, which possesses a beer and wine license.

No one appeared in opposition.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 116 – SUP-2595

MINUTES – Continued:

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion relating to Item 116 [SUP-2595] and Item 72 [Beer/Wine/Cooler On-sale License, Las Vegas El Triunfo Restaurants Co., Inc., dba El Triunfo Restaurants II] was held under Item 116 [SUP-2595].

(3:27 – 3:30)

4-1976

CONDITIONS:

1. Conformance to all Minimum Requirements under Title 19.04.050 for a Restaurant Service Bar.
2. This Special Use Permit shall expire one year from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
3. All City Code requirements and design standards of all City departments must be satisfied.
4. Approval of this Special Use Permit does not constitute approval of a liquor license.
5. The sale of alcoholic beverages shall be limited to the sale of beer and wine only.
6. This business shall operate in conformance to Chapter 6.50 of the City of Las Vegas Municipal Code.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2655 - CASHBACK PAYDAY LOANS ON BEHALF OF SAHARA PAVILION NORTH U. S. INCORPORATED -
Request for a Special Use Permit FOR A FINANCIAL INSTITUTION, SPECIFIED at 2121 South Decatur Boulevard, Suite 2 (APN: a portion of 162-06-402-001), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Back up referenced from the 8/14/2003 Planning Commission meeting Item 40
5. Submitted after final agenda – Protest letter submitted by Elie Tabachry, Angel Hair Beauty Salon

MOTION:

REESE – Motion to HOLD IN ABEYANCE Item 89 [EOT-2622], Item 90 [EOT-2623] and Item 117 to 10/1/2003. and Item 114 [VAR-2538] and Item 115 [SUP-2537] to 10/15/2003; WITHDRAW WITH PREJUDICE Item 95 [ROC-2649]; and STRIKE Item 100 [SDR-2604] – UNANIMOUS with L.B. McDONALD excused

MINUTES:

COUNCILWOMAN MONCRIEF requested that Item 117 [SUP-2655] be held in abeyance for two weeks due to citizen concerns.

There was no further discussion.

(1:03 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2656 - HECTOR DANIEL HIRALES ON BEHALF OF 1997 ANER IGLESIAS FAMILY TRUST, ET AL - Request for a Special Use Permit FOR OPEN AIR VENDING on property located adjacent to the southeast corner of Washington Avenue and Decatur Boulevard (APN: a portion of 139-30-301-002), C-1 (Limited Commercial) Zone, Ward 5 (Weekly). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

6
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (5-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Back up referenced from the 8/14/2003 Planning Commission meeting Item 41
5. Submitted after final agenda – 9 protest letters

MOTION:

WEEKLY – ABEYANCE TO 10/1/2003 – UNANIMOUS with L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

MURRAY McCLELLAND, 8084 West Sahara Avenue, appeared with DANIEL HIRALES, the applicant, and requested approval. In response to MAYOR GOODMAN'S inquiry, MR. McCLELLAND explained that the business is an outdoor vending establishment utilizing a concessions trailer located at a shopping center. He advised that the Clark County Health District and the City have approved the business. He further explained that the business engages in the sale of a fresh fruit product with shaved ice sold in individual servings.

COUNCILMAN WEEKLY requested further explanation of the business due to the fact that this application had not been discussed with him. Additionally, he received a letter from one of his constituents expressing concern that this type of business did not have the same vested interest in the community as some of the surrounding businesses. MR. McCLELLAND described the product and indicated it was seasonal. He further explained that the applicant conducted similar

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 118 – SUP-2656

MINUTES – Continued:

businesses in various fixed retail locations throughout the City and County under the name of Los Pinguinos. He noted that the applicant's purpose in applying for an open air vending business was to reach the primarily Hispanic seasonal market with one specific product as opposed to a fixed retail location engaging in the sale of varied products.

At COUNCILMAN WEEKLY'S request, his liaison, KELLY BENEVIDEZ, questioned the applicant regarding the locations of his fixed retail establishments. MS. BENEVIDEZ advised the Council that there were four businesses located on Valley View Boulevard, Pecos Road, Nellis Boulevard and Maryland Parkway.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:30 – 3:35)

4-2111

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2658 - CONTINENTAL CURRENCY SERVICES, INCORPORATED, D/B/A CASHLAND ON BEHALF OF LAKE MEAD AND DECATUR, A CALIFORNIA GENERAL PARTNERSHIP - Request for a Special Use Permit FOR AN AUTO TITLE LOAN BUSINESS AND FINANCIAL INSTITUTION, SPECIFIED at 1967 North Decatur Boulevard (APN: a portion of 138-24-703-002), C-1 (Limited Commercial) Zone, Ward 5 (Weekly). The Planning Commission (3-3 vote on motions for DENIAL and APPROVAL) ended in a tie; therefore this item is being forwarded to Council with NO RECOMMENDATION. Staff recommends DENIAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****0****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****1****City Council Meeting****0****RECOMMENDATION:**

The Planning Commission (3-3 vote on motions for DENIAL and APPROVAL) ended in a tie; therefore this item is being forwarded to Council with NO RECOMMENDATION. Staff recommends DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at City Council – Presentation package submitted by Quang Regan

MOTION:**WEEKLY – APPROVED subject to conditions and the following added condition:**

- *Auto title loans shall not be permitted at this location.*
- **UNANIMOUS with MACK abstaining due to his affiliation with Super Pawn owned by his brother, Steven Mack, which recently launched a payday check cashing business and L.B. McDONALD excused**

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

QUANG REGAN, 3280 East Tropicana Avenue, appeared on behalf of the applicant. He advised that the applicant elected to withdraw the auto title loan portion of the business following the Planning Commission meeting and discussions with his landlord and COUNCILMAN WEEKLY'S staff.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 119 – SUP-2658

MINUTES – Continued:

MR. REGAN noted the Council's previously expressed concerns relative to saturation and concentration of this type of business. He felt this concern was primarily based on the saturation of an area with the wrong types of businesses. He proposed that the standard for approval of such requests be based on selection of the right business for the right location and ensuring that the business would have a positive impact on the surrounding community.

MR. REGAN went on to state that, in this industry, rates were a determining factor in whether or not a business would be harmonious with the surrounding area. He understood that the Council could not regulate the rates, but it could allow for the right type of competition. The ethical operators approach this business with integrity and responsibility, and if there were enough of them everyone would be forced to operate in the same manner. The standards should be raised and the rates lowered, as competition is the equalizer in this industry.

MR. REGAN pointed out that, realistically, there are a significant number of citizens who do not possess the ability or desire to open bank accounts. This group represents over 15 percent of the adult population of Las Vegas and over 40 percent of the Latin community. He noted that the citizens of Las Vegas needed better and more affordable options other than the paycheck cashing services promoted by the local casinos. Cashland has maintained an impeccable record with the State of Nevada Department of Financial Institutions for the past 12 years. He advised this is the same governing body that regulates the banks in the state. Cashland is neither exploitive nor opportunistic; and, in fact, only one new location has been opened in the last five years.

In conclusion, MR. REGAN stated that Cashland would have a positive impact on the area by raising industry standards, providing better options to consumers, and saving money for the citizens of Las Vegas.

STEPHEN "CAPTAIN TRUTH" DEMPSEY emphasized that competition and integrity are needed within the industry. In addition, a network should be established among these types of establishments whereby all are made aware of borrower status to prevent individuals from exceeding credit limits.

MAURY ABRAMS, 3700 Las Vegas Boulevard, stated that he owns the shopping center under discussion. He advised that Food 4 Less, a major supermarket, was currently the only business in the center allowed to cash checks. The other two businesses are precluded from cashing checks by their leases. He emphasized that Cashland is a desirable and needed tenant that will stabilize the center by reducing the vacancy rate. He requested that the Council allow him to lease to Cashland.

TODD FARLOW, 240 North 19th Street, remarked that MR. REGAN'S presentation was impressive. However, he remained of the opinion that a saturation issue still existed and opposed the approval of this application at the proposed location.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 119 – SUP-2658

MINUTES – Continued:

Referring to MR. DEMPSEY'S comments, COUNCILMAN WEEKLY stated that competition is one thing but destroying lives is another. He acknowledged that MR. REGAN gave an impressive presentation to the Council as well as the Planning Commission. He also appreciated the applicant meeting with other Council members to determine their concerns. He remarked that, unfortunately, some unethical business operators have given the industry a bad name and caused all to be painted with the same brush. Historically, his Ward has been saturated with these types of predatory lending establishments.

COUNCILMAN WEEKLY went on to comment that he has frequented the businesses in the subject shopping center on numerous occasions and believed it to be a good location. He remarked he had a change of heart relative to this application and liked the fact that the auto title loan portion of the business was removed. He felt the applicant would be a good neighbor and offer desirable lending alternatives without taking advantage of the neighborhood.

ROBERT GENZER, Director, Planning and Development Department, recommended that a condition be added to this application specifically prohibiting auto title loans at this particular location. MR. REGAN affirmed his agreement to that condition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:35 – 3:53)

4-2335

CONDITIONS:

Planning and Development

1. Conformance to all minimum requirements under Title 19.04.050 for the Financial Institution, Specified and Auto Title Loan uses.
2. Approval of and conformance to applicable Conditions of Approval for Rezoning (ZC-0323-78).
3. This Special Use Permit shall expire one year from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
4. All City Code requirements and design standards of all City departments must be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2659 - MONEY TREE INCORPORATED ON BEHALF OF CENTENNIAL CENTRE, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A PROPOSED FINANCIAL INSTITUTION, SPECIFIED, at 6275 Centennial Center Boulevard, Suite 150 (APN: a portion of 125-28-610-004), T-C (Town Center) Zone [GC-TC (General Commercial - Town Center) Land Use Designation], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (5-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS with MACK abstaining due to his affiliation with Super Pawn owned by his brother, Steven Mack which recently launched a payday check cashing business and L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY JENNIFER LAZOVICH, 3800 Howard Hughes Parkway, appeared on behalf of the applicant. She concurred with staff conditions and requested approval.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:53 – 3:54)

4-3213

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 120 – SUP-2659

CONDITIONS:

Planning and Development

1. Conformance to all minimum requirements under Title 19.04.050 for a Financial Institution, Specified use.
2. Approval of and conformance to all applicable Conditions of Approval for Site Development Plan Review [Z-0076-98(1)] and the Town Center Development Standards.
3. This Special Use Permit shall expire one year from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
4. All City Code requirements and design standards of all City departments must be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2661 - A T & T WIRELESS SERVICES, CELLULAR DIVISION ON BEHALF OF ROGER ANDERSON - Request for a Special Use Permit FOR A PROPOSED 80-FOOT TALL WIRELESS COMMUNICATION FACILITY, NON-STEALTH DESIGN, on property located at 1113 South Rainbow Boulevard (APN: 163-03-501-013), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Back up referenced from the 8/14/2003 Planning Commission meeting Item 44
5. Submitted after final agenda – Protest letter from Mr. and Mrs. Lloyd S. Henry

MOTION:

MONCRIEF – APPROVED subject to conditions – UNANIMOUS with L.B. McDONALD excused

NOTE: COUNCILMAN MACK disclosed his affiliation with a nearby SuperPawn. However, this application would have no impact on the business, so he would vote on the item.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

CHRIS WENER, Spectrum Surveying & Engineering, 7351 West Charleston Boulevard, appeared on behalf of the applicant and concurred with staff conditions.

PAUL O'BANNON, 5710 West O'Bannon Drive, verified that the height of the tower had been reduced to 60 feet. His concern related to a family-owned home at 1016 Rockaway directly across the street from the tower. In addition, there are residential areas located to the north and west of this site. He was not aware of any structure of this height in the immediate vicinity and felt the tower would be detrimental to the surrounding residential and business communities.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 121 – SUP-2661

MINUTES – Continued:

MR. WENER pointed out that approximately one mile to the west there were two towers on the corner of Buffalo and Charleston, one on the northeast and one on the southeast corners. The tower on the northeast corner is 80 feet tall, and the one on the southeast corner is an 80-foot lattice tower situated at a Nevada Power Company substation. In addition, to the east about three quarters of a mile a public storage facility has a 70-foot tower on site, on the south side of the road.

MR. WENER advised that the parcel is zoned C-1 and is located at the southwest corner of Charleston and Rainbow Boulevards, west of Wendy's, south of the tire store that abuts Charleston, and behind the shopping center. The nearest residential development is located 420 feet to the south. He noted that the ground level equipment would be screened on all sides, surrounded by a decorative block wall, and would not be visible to passersby. To minimize the visual impact of the tower, the slim line antenna design was used with the antennas flush-mounted to the pole. He pointed out that the site complies with every aspect of Title 19 and meets all setback requirements from residential development and other wireless facilities.

In conclusion, MR. WENER remarked that the tower is required at this site because there are currently no existing structures in the area tall enough for mounting the equipment. This is a very highly trafficked area, and the tower will handle additional capacity.

TODD FARLOW, 240 North 19th Street, inquired into the co-location of this tower to another tower and, as an alternative, the co-location of other wireless company facilities on the tower. MR. WENER replied that code mandates the tower be designed for co-location. Alternative sites in the area were investigated, but they did not serve the needs of this particular intersection. He pointed out that existing towers would continue to be cluttered as more and more capabilities were built into cellular telephones.

COUNCILWOMAN MONCRIEF commented that she understood MR. O'BANNON'S concerns since she resides in the area. However, she also understood the need to increase the wireless capacity at the busy intersection of Rainbow and Charleston.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:54 – 4:02)

4-3276/5-1

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 121 – SUP-2661

CONDITIONS:

1. Conformance to all Minimum Requirements under Title 19.04.050 for a Wireless Communication Facility, Non-Stealth Design.
2. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
3. All City Code requirements and design standards of all City departments must be satisfied.
4. The maximum height of this structure is limited to 60 feet, with flush-mounted external antennas only.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

REZONING - PUBLIC HEARING - ZON-2641 - REBUILDING TOGETHER WITH CHRISTMAS IN APRIL SOUTHERN NEVADA - Request for a Rezoning FROM: R-1 (Single Family Residential) Zone TO: P-R (Professional Office and Parking) Zone on 0.20 acres at 611 South 9th Street (APN: 139-34-810-083), Ward 5 (Weekly). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (5-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions – UNANIMOUS with L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

KEITH LANE, Executive Director, Rebuilding Together with Christmas in April, appeared on behalf of the applicant. He explained this is a local non-profit organization that provides housing rehabilitation for low-income seniors and the disabled. This application is for the purpose of relocating their offices.

COUNCILMAN WEEKLY commented that Christmas in April provides a great service and is a great community partner.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 122 – ZON-2641

MINUTES – Continued:

NOTE: All discussion relating to Item 122 [ZON-2641]] and Item 123 [SDR-2642] was held under Item 122 [ZON-2641].

(4:02 – 4:05)

5-63

CONDITIONS:

Planning and Development

1. A Resolution of Intent with a two-year time limit.
2. A Site Development Plan Review (SDR-2642) application approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

3. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City Standards concurrent with development of this site.
4. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, or the submittal of any construction drawings. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-2641 - PUBLIC HEARING - **SDR-2642 - REBUILDING TOGETHER WITH CHRISTMAS IN APRIL SOUTHERN NEVADA** - Request for a Site Development Plan Review and a Waiver of perimeter landscaping requirements FOR A PROPOSED 1,459 SQUARE FOOT OFFICE CONVERSION OF AN EXISTING SINGLE FAMILY RESIDENCE on 0.20 acres at 611 South 9th Street (APN: 139-34-810-083), R-1 (Single Family Residence) Zone [PROPOSED P-R (Professional Office and Parking) Zone], Ward 5 (Weekly). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

The Planning Commission (5-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions – UNANIMOUS with L.B. McDONALD excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

KEITH LANE, Executive Director, Rebuilding Together with Christmas in April, appeared on behalf of the applicant

No one appeared in opposition.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion relating to Item 122 [ZON-2641]] and Item 123 [SDR-2642] was held under Item 122 [ZON-2641].

(4:02 – 4:05)

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 123 – SDR-2642

CONDITIONS:

Planning and Development

1. A Rezoning (ZON-2641) to P-R (Professional Office and Parking) Zoning District approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan, landscape plan and building elevations, except as amended by conditions herein.
4. The site plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to show the striped aprons, walkway areas and sign location for the van-accessible handicap space, per Title 19.10.G.3.a.
5. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to provide landscaping in perimeter areas to meet, to the extent possible, the planting and spacing requirements of the Las Vegas Urban Guidelines and Standards.
6. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
7. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
8. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
9. Parking lot lighting standards shall be no more than 15 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
10. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003
Planning and Development Department
Item 123 – SDR-2642

CONDITIONS – Continued:

11. Any newly constructed property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
12. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
13. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

14. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on-site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A. Parking spaces located off the public alley shall be set back sufficiently to allow a minimum of 24 feet clearance for vehicle maneuvering.
15. Landscape and maintain all unimproved rights-of-way on 9th Street adjacent to this site.
16. Submit an Encroachment Agreement for all landscaping and private improvements located in the 9th Street public right-of-way adjacent to this site prior to occupancy of this site.
17. Sign and record a Covenant Running with Land agreement for the possible future installation of streetlights on 9th Street adjacent to this site prior to the issuance of any permits.
18. Site development to comply with all applicable conditions of approval for ZON-2641 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

RQR-2785, RQR-2790, RQR-2792, RQR-2814, SUP-2541, SUP-2543, SUP-2544, SUP-2545, SUP-2683, SUP-2733, SUP-2734, SUP-2740, SUP-2745, SUP-2758, SUP-2768, SUP-2769, SUP-2777, SUP-2787, SUP-2794, VAC-2680, VAC-2738, VAC-2743, VAC-2749, VAC-2752, VAR-2626, VAR-2765 and VAR-2782 – 10/1/2003 Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

ADDENDUM:

None.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: SEPTEMBER 17, 2003

CITIZENS PARTICIPATION:

Items raised under this portion of the City Council Agenda cannot be deliberated or acted upon until the notice provisions of the Open Meeting Law have been met. If you wish to speak on a matter not listed on the agenda, please step up to the podium and clearly state your name and address. In consideration of others, avoid repetition, and limit your comments to no more than three (3) minutes. To ensure all persons equal opportunity to speak, each subject matter will be limited to ten (10) minutes.

MINUTES:

CRAIG SOLIS, 201 North Decatur Boulevard, indicated he attempted to schedule an appointment with JACOB SNOW of the RTC, per COUNCILMAN MACK'S suggestion, and was unable to reach him. However, he did speak with CURTIS MILES but was given the runaround. He wished to schedule an appointment with COUNCILMAN MACK and MR. SNOW to discuss the problem of inadequate CAT bus service.

(4:05 – 4:07)

5-153

DOROTHY BARNES, homeless resident of Las Vegas, stated that the local community programs are inadequate. These charitable organizations are lying to, stealing from and cheating her and all of the citizens of Las Vegas. She has solicited assistance from other municipalities as well as the Metropolitan Police Department, but no one has been able to help her.

(4:07 – 4:11)

5-216

DORIS CLARK, 6632 Coastal Breeze Court, indicated there are a lot of good things in Las Vegas such as beautiful parks and playgrounds, wonderful picnic areas, and senior centers. There are many amenities for families and people of all ages. However, the negatives are graffiti, litter and vandalism. She asked the City Council to consider a City-wide clean up and beautification project, either in the spring or fall, in preparation for the centennial celebration in 2005.

MAYOR GOODMAN advised MS. CLARK that the Council was not permitted to take action under this portion of the agenda. He suggested she contact BETSY FRETWELL, Deputy City Manager, to become involved in the formation of a committee to address such a project.

(4:11 – 4:13)

5-335

TODD FARLOW, 240 North 19th Street, commented that the neighborhood clean up projects in his area have been wonderful. He expressed, once again, his opinion that his residential area should be included in the City's Redevelopment Plan.

City of Las Vegas

CITY COUNCIL MEETING OF SEPTEMBER 17, 2003 Citizens Participation

MINUTES – Continued:

MR. FARLOW advised the Council that the American Institute of Architects was conducting a series of seven lectures, one per month, at the Paul B. Sogg Architecture Building at UNLV. He expressed disappointment that the developers, City staff, Planning Commission, and City Council had not attended these lectures. The last speaker was ROBERT SHEMWELL who addressed water conservation issues. Water and other environmental issues are very pertinent to the City of Las Vegas and should be addressed, because the reality of these problems has been neglected for 30 years. He believed the next lecture was scheduled for October 8. He also mentioned that the Institute's local chapter president is LANCE KIRK with COMMISSIONER GALATI'S office, and MR. KIRK could be contacted for further information.

MAYOR GOODMAN remarked that a charrette was recently held relative to the City's 61 acres wherein "green" buildings were emphasized. So, the Council is attuned to these types of environmental issues. He mentioned that CITY MANAGER DOUG SELBY is in the process of discussing a program and guidelines to address such issues as they relate to future development in the Kyle Canyon area.

(4:13 – 4:17)

5-423

STEPHEN "CAPTAIN TRUTH" DEMPSEY submitted an article downloaded from the American MAFIA.com web site entitled "*Inside Vegas*" by Steve Miller that outlines the corruption related to political contributions.

MR. DEMPSEY remarked that he had been appearing before the City Council for approximately nine months regarding problems associated with the Crazy Horse Too business establishment. However, nothing had been done. There are residents who have suffered tremendous personal losses because of this business. The elected officials responsible for protecting citizens from this "domestic enemy" have failed in their duties. He asked the Council how they could continue to allow this business to operate and not initiate a show cause hearing.

(4:17 – 4:21)

5-565

AL GALLEGGO, citizen of Las Vegas, indicated he recently provided a copy of a legal opinion to CHIEF DEPUTY CITY ATTORNEY TOM GREEN pertaining to the fact that Las Vegas is in violation of the United States and Nevada Constitutions relative to its ward boundaries. He felt ward boundaries should be redefined without delay. He requested that CHIEF DEPUTY CITY ATTORNEY GREEN comment on the legal opinion provided to him. In response to MAYOR GOODMAN'S inquiry, DEPUTY CITY ATTORNEY BRYAN SCOTT indicated that action could not be taken at this time; and, further, the document had not yet been reviewed. MR. GALLEGGO requested that this matter be placed on the next Council agenda.

(4:21 – 4:24)

5-685

MEETING ADJOURNED AT 4:24 P.M.